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# PENNSYLVANIA BULLETIN

Volume 43

Number 27

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Pages 3737—3920

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for the Subject Index for  
January—June 2013

## Part I

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Development

Department of Environmental Protection

Department of General Services

Department of Health

Department of Public Welfare

Department of Revenue

Department of Transportation

Governor's Office

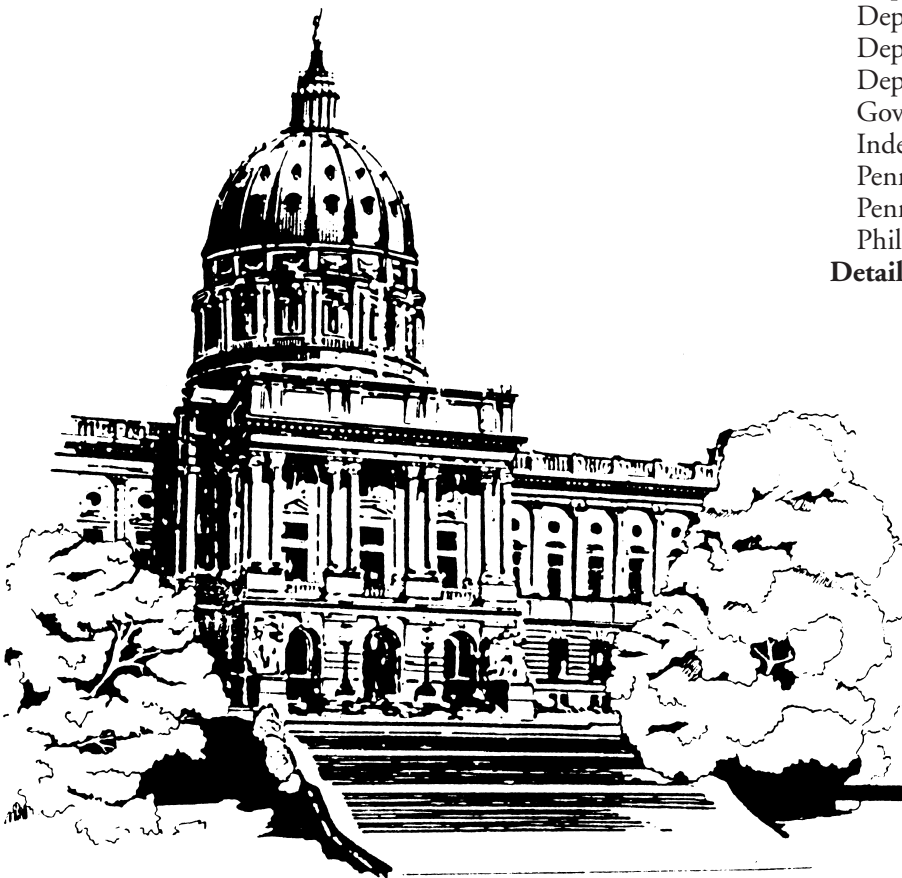
Independent Regulatory Review Commission

Pennsylvania Emergency Management Agency

Pennsylvania Public Utility Commission

Philadelphia Parking Authority

**Detailed list of contents appears inside.**



**Latest Pennsylvania Code Reporters  
(Master Transmittal Sheets):**

**No. 464, July 2013**

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# READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

## *Pennsylvania Bulletin*

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

## **Adoption, Amendment or Repeal of Regulations**

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances when the agency may omit the proposal step; it still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania Bulletin* before it can take effect. If the agency

wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, it must repropose.

## **Citation to the *Pennsylvania Bulletin***

Cite material in the *Pennsylvania Bulletin* by volume number, a page number and date. Example: Volume 1, *Pennsylvania Bulletin*, page 801, January 9, 1971 (short form: 1 Pa.B. 801 (January 9, 1971)).

## ***Pennsylvania Code***

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa.Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

## **How to Find Documents**

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at [www.pacode.com](http://www.pacode.com).

Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

A chronological table of the history of *Pennsylvania Code* sections may be found at [www.legis.state.pa.us](http://www.legis.state.pa.us).

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred. The *Pennsylvania Bulletin* is available at [www.pabulletin.com](http://www.pabulletin.com).

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### Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from such a rule or regulation is enclosed in brackets [ ] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

### Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where “no fiscal impact” is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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## List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2013.

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# PROPOSED RULEMAKING

## DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

### Manufactured Housing Improvement Program; Hearing on Proposed Rulemaking

A public hearing has been scheduled on the proposed amendments to 12 Pa. Code Chapter 149 (relating to manufactured housing improvement program). The proposed rulemaking published at 43 Pa.B. 3110 (June 8, 2013) extends the manufactured housing improvement program to include relocated manufactured housing.

The public hearing will be held on July 18, 2013, from 10 a.m. until 12 p.m. in Hearing Room 5, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120.

A copy of the proposed regulations will be provided to interested parties upon request by contacting Lisa Smink, (717) 720-7417, [lsmink@pa.gov](mailto:lsmink@pa.gov).

Persons with a disability who wish to attend this hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Lisa Smink at (717) 720-7417 to make arrangements.

C. ALAN WALKER,  
*Secretary*

[Pa.B. Doc. No. 13-1198. Filed for public inspection July 5, 2013, 9:00 a.m.]

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# NOTICES

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

### APPLICATIONS

#### THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. In accordance with 25 Pa. Code § 92a.32(d), the proposed discharge of stormwater associated with construction activities will be managed in accordance with the requirements of 25 Pa. Code Chapter 102. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the United States Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for public hearings on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

Persons with a disability who require an auxiliary aid, service, including TDD users, or other accommodations to seek additional information should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

#### **I. NPDES Renewal Applications**

#### **II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications**

#### **III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law**

*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.*

**WQM Permit No. 4013401**, Sewage, **Mountaintop Area Joint Sanitary Authority**, 290 Morio Drive, Mountaintop, PA 18707.

This proposed facility is located in Dorrance Township, **Luzerne County**.

Description of Proposed Action/Activity: The project consists of the demolition of an existing belt filter press and the installation of a new centrifuge for sludge dewatering. In addition, the I-81 northbound and southbound rest area pump stations will be upgraded using submersible pumps and new grinders.

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**WQM Permit No. WQG018356**, Sewage, **David W. & Stacey J. Morgan**, 45 West Methodist Street, Greenville, PA 16125.

This proposed facility is located in Hempfield Township, **Mercer County**.

Description of Proposed Action/Activity: Transfer of permit for an existing Single Residence Sewage Treatment Plant.

**WQM Permit No. WQG01431302**, Sewage, **Kris H. Rickert**, 1129 Walnut Street, P. O. Box 242, Stoneboro, PA 16153.

This proposed facility is located in Lake Township, **Mercer County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

#### IV. NPDES Applications for Stormwater Discharges from MS4

#### V. Applications for NPDES Waiver Stormwater Discharges from MS4

#### VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

*McKean County Conservation District, 17137 Route 6, Smethport PA 16749*

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI064213001	Foster Township Supervisors 1185 East Main Street Bradford PA 16701	McKean	Foster Township	Kendall Creek WWF; Foster Brook CWF; Bennett Brook CWF; S. Br. Knapp Creek CWF; Unt S. Br. Cole Creek EV; Lafferty Run WWF

#### VII. List of NOIs for NPDES and/or Other General Permit Types

PAG-12 CAFOs

*General Permit Type—PAG-02*

*Facility Location:*

Municipality & County	Permit No.	Applicant Name & Address	Receiving Water/Use	Contact Office & Phone No.
Hanover and Newport Townships Luzerne County	PAG02-1140-13-001	PA DEP Bureau of Abandoned Mine Reclamation 2 Public Square Fifth Floor Wilkes-Barre, PA 18701-0790	Susquehanna River (CWF)	PA DEP Bureau of Abandoned Mine Reclamation 2 Public Square Fifth Floor Wilkes-Barre, PA 18701-0790 (570) 826-2371

#### CAFO Notices of Intent Received

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4707.*

**PAG123759**, CAFO, **Ridge View Farms**, 189 Ridge View Road South, Elizabethtown, PA 17022.

This proposed facility is located in Mount Joy Township, **Lancaster County**.

Description of Size and Scope of Proposed Operation/Activity: Application for renewal of general permit for a dairy and swine operation.

The receiving stream, UNT Conoy Creek, is in watershed 7-G, and classified for: TSF.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR fed-

eral effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the state narrative water quality standards.

### RESIDUAL WASTE GENERAL PERMITS

**Application Received for Determination of Applicability under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17106-9170.*

**General Permit Application No. WMGR081D041. Advanced Green Solutions Inc.,** 40 3rd Street, Walnutport PA, 18088, **Northampton County.** General permit WMGR081D041 is for the processing (sizing, shaping, separating, and volume reduction only) of damaged, obsolete and /or reusable electronic devices prior to reuse or recycling. The processing operation will be conducted in the Borough of Walnutport. Central Office determined the application to be administratively complete on June 14, 2013.

Written comments concerning the renewal application should be directed to Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984. Comments may also be submitted via e-mail at rapbenuseall@pa.gov. When submitting comment via e-mail, place "Comments on General Permit Number WMGR081D041" in the subject line. Faxed comments will not be accepted. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

#### NEW SOURCES AND MODIFICATIONS

The Department has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department received applications for Plan Approval or Operating Permits from the following facilities.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office listed before the applications. Persons interested in reviewing the application files should contact the appropriate regional office to schedule appointments.

Persons wishing to receive a copy of a proposed Plan Approval or Operating Permit shall indicate interests to

the Department regional office within 30 days of the date of this notice and shall file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed documents to persons or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that hearings be held concerning a proposed Plan Approval or Operating Permit. A comment or protest filed with the Department regional office shall include a concise statement of the objections to the issuance of the Plan Approval or Operating Permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121—143, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

**Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**46-0282: Titan International, Inc.** (700 Queen Street, Pottstown, PA 19464) for installation of two (2) batch reactor tanks, two (2) natural gas cooking kettles, and related metal recovery equipment, including fume scrubbers, at a new facility located in Pottstown Borough, **Montgomery County.** The Hydrochloric (HCl) Fume Scrubber reduces Hazardous Air Pollutant (HAP) emissions to less than 0.034 ton of HCl per year. The Ammonia Fume Scrubber reduces ammonia emissions to less than 0.075 ton per year. Facility-wide potential to emit for all criteria pollutants is below major facility thresholds for the Philadelphia Consolidated Metropolitan Statistical Area. The plant is therefore a Natural Minor Facility. The plan approval will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**09-0174E: Liberty Coating Co., LLC** (21 South Steel Road, Morrisville, PA 19067) for installation of an interior abrasive blasting operation with a baghouse as a control device in **Montgomery County.** The company coats steel pipes used by utility companies. The pipes are blasted with grit. The pollutant of concern is Particulate Matter (PM). This is a synthetic minor facility and the emissions allowed in the proposed Plan Approval keeps the facility a synthetic minor. The Plan Approval and Operating permit will include monitoring, record keeping & reporting requirements designed to address all applicable air quality requirements.



*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**36-05001JD5: Armstrong World Industries** (1507 River Road, Marietta, PA 17547) for incorporation of relevant provisions from 40 CFR 63, Subpart DDDDD, into the air quality permit for their ceiling tile plant in East Donegal Township, **Lancaster County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval No. 36-5001JD5 incorporates the relevant provisions from 40 CFR 63, Subpart DDDDD (National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters). The Plan Approval will contain testing, monitoring, recordkeeping and work practice standards designed to keep the facility operating within all applicable air quality requirements. No emission increases are expected as a result of this plan approval. The implementation of Subpart DDDDD is intended to decrease emissions.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests, or for requests for a public hearing. A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received.

Mr. Thomas Hanlon, Chief, Air Quality Permitting may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

Plan approvals issued to sources identified in 25 Pa. Code § 127.44(b)(1)–(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701*

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648*

**08-00002M: DuPont de Nemours and Co.** (192 Patterson Blvd, Towanda, PA 18848) for a plan approval to establish performance or emission standards for the boilers and process heater at their facility in North Towanda Township, **Bradford County**.

The Department has incorporated the major source boiler MACT requirements as codified in 40 CFR Part 63 Subpart DDDDD applicable to the boilers and process heater at their facility located in North Towanda Township, Bradford County in the proposed plan approval. All other air quality regulatory requirements remain in effect for the boilers under the facility's operating permit. There will be no increase in emissions of air contaminants associated with this plan approval.

Based on the above, the Department intends to issue a plan approval for the incorporation of boiler MACT requirements for the facility's boilers and process heater listed in the application. The facility will continue to be a major (Title V) facility. Additionally, if the Department determines that the proposed sources are operating in compliance with all of the plan approval conditions, the conditions established in the plan approval will be incorporated into a Title V Operating Permit by means of an administrative amendment pursuant to 25 Pa. Code § 127.450 and pursuant to the operating permit requirements of 25 Pa. Code Subchapter F. The following is a summary of the conditions that the Department included in the proposed plan approval to ensure compliance with the applicable air quality regulatory requirements:

1. The permittee shall not fire #6 fuel oil in Source IDs 031 through 034 more than 48 hours in each boiler for periodic testing, maintenance, operator training, during periods of gas curtailment or gas supply interruptions of any duration in each calendar year.

2. No later than 180 days after the compliance date of January 31, 2016, the permittee shall demonstrate compliance for Sources 031 through 035 by completing an initial tune-up by following the procedures described in 40 CFR Section 63.7540 and a one-time energy assessment as specified in Table 3 to 40 CFR Part 63 Subpart DDDDD. Subsequent tune-ups shall be performed every five (5) years, no more than 61 months after the previous tune-up.

3. At all times, the permittee shall operate and maintain Sources 031 through 035 and any associated air pollution control and monitoring equipment, in a manner consistent with safety and good air pollution control practices for minimizing emissions.

4. By the compliance date of January 31, 2016, the permittee shall demonstrate compliance with the emission limitations, fuel specifications, and work practice standards established for Sources 031 through 035 in 40 CFR Part 63 Subpart DDDDD as specified in 40 CFR Section 63.7530. After the compliance date, the permittee shall demonstrate continuous compliance via the methods specified in 40 CFR Section 63.7540.

5. The permittee shall submit a complete plan no later than 12 months prior to the compliance date of 40 CFR Part 63 Subpart DDDDD in order to satisfy the Department of their intent to comply with the provisions of Subpart DDDDD.

6. The permittee shall keep records of the number of hours that Source IDs 031 through 034 are fired on #6 fuel oil on a monthly basis. All records generated pursuant to this condition shall be retained for a minimum of five (5) years and shall be made to the Department upon request.



7. The permittee shall submit the required notifications specified in 40 CFR Section 63.7545 pertaining to Sources 031 through 035.

8. The permittee shall submit all required reports specified in 40 CFR Section 63.7550 pertaining to Sources 031 through 035.

9. Sources 031 through 035 are subject to 40 CFR Part 63 Subpart DDDDD—National Emissions Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers and Process Heaters. The permittee shall comply with all applicable requirements of Subpart DDDDD on or before the compliance date for Subpart DDDDD of January 31, 2016.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570 327 0550.

Any person(s) wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Muhammad Zaman, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Air Quality Program, 208 West Third St., Suite 101, Williamsport, Pa. 17701. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify Permit No. 08-00002M) and concise statements regarding the relevancy of the information or objections to issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570 327 3648.

**60-00017A: New Enterprise Stone & Lime Co., Inc.—d/b/a Eastern Industries, Inc.** (4401 Camp Meeting Road, Center Valley, PA 18034) submitted an application for a plan approval to modify a drum mix asphalt concrete plant to fire on natural gas and to construct a 2.1 million Btu per hour, natural gas/#2 fuel oil-fired hot oil heater at their facility in Buffalo Township, **Union County**. The respective facility is a synthetic minor facility for which a state only operating permit has been issued.

The Department's review of the information submitted by New Enterprise Stone & Lime Co., Inc. indicates that modification of the drum mix asphalt concrete plant and construction of the hot oil heater will meet all applicable air quality regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12. Based on these findings, the Department intends to approve the application and issue plan approval for modification of

the drum mix asphalt concrete plant and construction of the hot oil heater. Additionally, if the Department determines the crematorium is operating in compliance with all plan approval conditions, the conditions established in the plan approval will be incorporated into a state only operating permit.

The emission of air contaminants from the drum mix asphalt concrete plant will not exceed the following limits in any 12 consecutive month period: NO<sub>x</sub>-32.5 tons; CO-79.5 tons; VOCs-25.5 tons; SO<sub>x</sub>-74.1 tons; PM<sub>10</sub>-5.03 tons.

In addition to the emission limitations, the following is a summary of the types of conditions the Department intends place in the plan approval to ensure compliance with all applicable regulatory requirements:

1. The hot oil heater shall be fired only on natural gas or #2 fuel oil, to which no recycled or reprocessed oil, waste oil or other waste materials have been added. In addition, the sulfur content of the #2 fuel oil shall not exceed 0.3% by weight.

2. The nitrogen oxides (NO<sub>x</sub>, expressed as NO<sub>2</sub>) emissions from the drum mix asphalt concrete plant shall not exceed 12.0 pounds per hour when natural gas is being fired.

3. The carbon monoxide emissions from the drum mix asphalt concrete plant shall not exceed 41.0 pounds per hour when natural gas is being fired.

4. The volatile organic compound emissions (expressed as methane) from the drum mix asphalt concrete plant shall not exceed 16.3 pounds per hour when natural gas is being fired.

5. The volatile hazardous air pollutant and formaldehyde emissions from the drum mix asphalt concrete plant shall not exceed 2.65 pounds and 1.55 pounds per hour, respectively, when natural gas is being fired.

6. All conditions contained in State Only Operating Permit 60-00017 remain in effect unless superseded or amended by conditions contained in this plan approval. If there is a conflict between a condition or requirement contained in this plan approval and a condition or requirement contained in State Only Operating Permit 60-00017, the permittee shall comply with the condition or requirement contained in this plan approval rather than the conflicting condition or requirement contained in State Only Operating Permit 60-00017.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

Any person(s) wishing to provide the Department of Environmental Protection with additional information, which they believe should be considered prior to the issuance of this plan approval, may submit the information to the Department of Environmental Protection at the address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval (specify Plan Approval No. 60-00017A) and concise statements regarding the relevancy of the information or objections to issuance of the plan approval.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3648.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**10-360A: Thompson-Miller Funeral Home, Inc.** (300 East Jefferson Street, Butler, PA 16001) to issue a plan approval for authorization to continue operation of two (2) existing crematories (one human and one animal) at their existing facility in the City of Butler, **Butler County**. Public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44.

The facility consists of one human and one pet crematory each authorized May 29th, 2009 under GP14-10-360. This plan approval application was submitted per the Department's instruction that crematories which open or plan to open their primary chamber's door during the cremation cycle could no longer use or obtain the GP-14 for authorization. Those crematories must be authorized by a plan approval or elect to no longer open the door during the cremation cycle in order to continue operating under GP-14 authorization. The applicant has elected to apply for a plan approval rather than prohibit the opening of their door which they feel is necessary for efficient and complete cremation cycles. The crematories are detailed below

- One (1) Natural Gas Fired Animal Crematory, Matthews Cremation Division, IE43-PPJr Power Pack Jr, rated 75 lb/hr
  - o 0.7 mmBtu/hr Primary Chamber Burner, 1.22 mmBtu/hr Secondary Chamber Burner
  - o gas residence duration greater than 1 second @ 1800 degrees Fahrenheit
- One (1) Natural Gas Fired Human Crematory, Matthews Cremation Division, IE43-PPII Power Pack II, rated 150 lb/hr
  - o 0.7 mmBtu/hr Primary Chamber Burner, 1.22 mmBtu/hr Secondary Chamber Burner
  - o gas residence duration greater than 1 second @ 1800 degrees Fahrenheit

The crematory has been reviewed to evaluate its incorporation of BAT. The BAT contained in the GP-14 is still considered to be current BAT. This unit meets or exceeds each of the technologies or specifications identified in the GP-14; therefore, the use of this unit is considered to be meeting BAT for the construction of a crematory.

Emissions from both crematories combined are estimated to be less than: 1.5 tons per year (tpy) of CO, 1.0 tpy of SO<sub>x</sub>, 1.0 tpy of NO<sub>x</sub>, 1.0 tpy of particulate matter, 1.0 tpy of VOC, and 1.0 tpy of HAP.

The Plan Approval will contain recordkeeping, emission restriction, reporting, and work practice requirements

designed to keep the facility operating within all applicable air quality requirements.

In accordance with 25 Pa. Code § 127.44(e)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP (814) 332-6340.

In accordance with 25 Pa. Code § 127.44(e)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [10-360A] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to John Guth, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region.

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#### **Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**46-00132: Lansdale Crematory, Inc.** (701 Derstine Avenue, Lansdale, PA 19446-0646) for operation of three (3) units of human crematoriums in Lansdale Borough, **Montgomery County**. This is a renewal of their state-only operating permit issued in 2003. The renewal contains all applicable monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**09-00062: Oldcastle Precast, Inc.** (200 Keystone Drive, Telford, PA 18969) for the operation of applying concrete mold release agent(s) and coatings on concrete products in West Rockhill Township, **Bucks County**. The main emissions from this facility are Volatile Organic Compounds (VOCs). This action is a renewal of the original State Only Operating Permit (Synthetic Minor), which was issued in 2003. The renewal contains conditions including monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

Contact: Matthew M. Williams—Telephone: 814-332-6131

**37-00302: Axion Battery Products, Inc.** (3601 Clover Lane, New Castle, PA 16105) to re-issue a Natural Minor Operating Permit for the listed facility in Neshannock Township, **Lawrence County**. The primary emissions from this facility are from the production of automotive type batteries. Emissions of all criteria pollutants remain below major source levels.

This facility is subject to the requirements of 40 CFR 63, Subpart P—National Emission Standards for Hazardous Air Pollutants for Lead Acid Battery Manufacturing Area Sources. The compliance date for this existing source was July 16, 2008. This facility has performed the necessary stack testing requirements to demonstrate compliance with the emission standards from this subpart.

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

### Coal Applications Received

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100

**33071301. Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Kocjancic Mine in Snyder Township, **Jefferson County** and Horton Township, **Elk County** to add an additional treatment facility pond. Surface Acres Proposed 2.3. No additional discharges. The application was considered administratively complete on June 18, 2013. Application received May 13, 2013.

**30841317. Consol Pennsylvania Coal Company, LLC**, (PO Box J, 1525 Pleasant Grove Road, Claysville, PA 15323). To revise the permit for the Enlow Fork Mine in Buffalo, East Finley, and South Franklin Townships, **Washington County** to add acreage for development mining. Underground Acres Proposed 3,704.0, Subsidence Control Plan Acres Proposed 3,704.0. No additional discharges. The application was considered administratively complete on June 19, 2013. Application received May 2, 2013.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200

**17060101 and NPDES PA0269573. Waroquier Coal Company** (P. O. Box 128, Clearfield, PA 16830). Renewal for the continued operation and restoration of a bituminous surface and auger mine in Lawrence Township, **Clearfield County**, affecting 203.0 acres. Receiving streams: Unnamed Tributaries to Little Clearfield Creek, classified for the following use: High Quality Fishes. No point source discharges are authorized for this permit. Application received: June 12, 2013.

**17120103 and NPDES No. PA0257923 and General Permit GP-12-17120103. Swisher Contracting, Inc.** (P. O. Box 1223, Clearfield, PA 16830). Revision of an existing bituminous surface mine to obtain coverage for coal processing under air quality general permit GP-12 located in Bradford Township, **Clearfield County** affecting 199.9 acres. Receiving stream(s): Unnamed Tributaries to Valley Fork Run, Valley Fork Run, Unnamed Tributary to Roaring Run, and Roaring Run classified for the following uses: Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: June 12, 2013.

**14050101 and NPDES No. PA0256242. C.M.T. Energy, Inc.** (108 South Twigg St., Smoke Run, PA 16681). Revision to an existing bituminous surface mine located in Rush Township, **Centre County** affecting 33.26 acres. The revisions consist of a change in the location of the haul road that will connect to a short segment of Black Bear Lane (T-841) and then S.R. 504 also permit area will be reduced 0.74 acre. Receiving streams: Wolf Run, Unnamed Tributaries to Moshannon Creek and Moshannon Creek classified for the following use(s): Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: June 6, 2013.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118

**49851603T3. PAC 23 Mining Co., Inc.**, (6370 SR 61, Shamokin, PA 17872), transfer of an existing anthracite coal preparation plant operation from Mid-Valley Coal Sales, Inc. in Ralpho Township, **Northumberland**



County affecting 9.1 acres, receiving stream: Shamokin Creek, classified for the following uses: warm water and migratory fishes. Application received: June 3, 2013.

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

**Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.**

### WATER OBSTRUCTIONS AND ENCROACHMENTS

*Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.*

**E35-446. Scranton Lackawanna Industrial Building Company**, 222 Mulberry Street, Scranton, PA 18501, in Jessup Borough, **Lackawanna County**, U.S. Army Corps of Engineers, Baltimore District.

To place and maintain fill in a 0.08 acre isolated water body and 0.01 acre of fringe PEM wetlands associated with completing the construction of a building pad located on Lot 15 in the Valley View Business Park. The project is located at the intersection of Valley View Drive and State Route 247 in Jessup Borough, Lackawanna County (Olyphant, PA Quadrangle, Latitude: 41°27'13.8"; Longitude: -75°33'20.6").

**E52-239. Federal Highway Administration**, 21400 Ridgetop Circle, Sterling, VA 20166, in Dingman Township, **Pike County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a 7.33-foot wide steel truss pedestrian bridge, with concrete abutments, having a 110-foot span and a 17-foot underclearance across Raymondskill Creek (HQ-CWF, MF). This permit also authorizes the construction and maintenance of two outfall structures to Raymondskill Creek (HQ-CWF, MF) consisting of concrete end sections and riprap aprons. The project is located at the intersection of State Route 209 and Raymonds Kill Road (Milford, PA Quadrangle, Latitude: 41°17'14"; Longitude: -74°50'2.6").

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717.705.4802.*

**E06-362: PA Department of Transportation Engineering District 5-0**, 1002 Hamilton Street, Allentown, PA 18101 in Marion Township, **Berks County**, ACOE Philadelphia District.

To 1) remove the existing bridge structure and dam under the Bridge in the Tulpehocken Creek (TSF, MF), 2) to construct and maintain a Single span pre-cast reinforced concrete spread box beam bridge on a 70 degree skew, a normal span of 58.7, a minimum under clearance of 4.7 feet with a length of 29.4 feet with rock in and across the Tulpehocken Creek (TSF, MF), 3) construct and maintain Four Rock Vanes in and across the Tulpehocken Creek (TSF-MF), and 4) place approximately 1000 Cubic Yards of fill in the Flood 5) To permanently impact 745 SF of Exceptional Value Palustrine Emergent wetlands and temporarily impact 583 SF of Exceptional Value Palustrine Emergent wetlands both of which are de minimus for the purpose of improving transportation safety and roadway standards. The project will involve three temporary stages of construction using temporary stream diversion for the construction and demolition of the bridge and rock vanes. The project is located along SR 3063 (Stroussstown, PA Quadrangle, (N: 0.6 inches, W: 16.0 inches; Latitude 40°22'43.4", Longitude: -76°14'19.4") in Marion township, Berks County.

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636*

**E18-486. Daniel K. Stoltzfus**, 1551 East Winter Road, Loganton, PA 17747-9327. Daniel Stoltzfus Bridge in Greene Township, **Clinton County**, ACOE Baltimore District (Loganton, PA Quadrangle N: 41°03'01.6"; W: -77°18'12.4").

To construct a 25-foot clear span bridge of steel beams and a wooden deck to cross Mill Creek to access a newly purchased land-locked property located along South Hopple Hollow Road 0.3 mile from North Mill Street. This project proposes to permanently impact 40 linear feet of Mill Creek, which is classified as a High Quality—Cold Water—Wild Trout Fishery.

*District Oil and Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA 17701*

**E4129-078: Anadarko Marcellus Midstream, LLC**, 33 West Third Street, Suite 200, Williamsport, PA 17701, Cascade Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 1,116 square feet of a palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°27'10"N 76°54'37"W);

2) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 65 linear feet of an unnamed tributary to Slacks Run (HQ-CWF, MF) (Bodines, PA Quadrangle 41°27'10"N 76°54'36"W);

3) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 12 linear feet of an unnamed tributary to Slacks Run (HQ-CWF, MF) (Bodines, PA Quadrangle 41°27'09"N 76°54'36"W);

4) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 6,662 square feet of palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°27'09"N 76°54'34"W);

5) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 744 square feet of palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°27'07"N 76°54'32"W);

6) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 126 linear feet of an unnamed tributary to Slacks Run (HQ-CWF, MF) (Bodines, PA Quadrangle 41°27'06"N 76°54'31"W);

7) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 2,314 square feet of palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°27'05"N 76°54'31"W);

8) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 20,878 square feet of palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°26'56"N 76°54'31"W);

9) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 1,192 square feet of palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°26'52"N 76°54'31"W);

10) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 3136 square feet within the floodway of an unnamed tributary to Salt Run (EV, MF) and 17,682 square feet of palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°26'50"N 76°54'31"W);

11) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 8,419 square feet of palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°26'45"N 76°54'29"W);

12) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, and one fiber optic/electric line impacting 254 square feet of

palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'42"N 76°54'24"W);

13) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, and one fiber optic/electric line impacting 150 linear feet of unnamed tributaries to Salt Run (EV, MF) (Bodines, PA Quadrangle 41°26'40"N 76°54'17"W);

14) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 21,387 square feet of palustrine emergent (PEM) wetland and 15,442 square feet of adjacent palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°26'38"N 76°54'16"W);

15) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 46 linear feet of an unnamed tributary to Salt Run (EV, MF), 5,811 square feet of palustrine forested (PFO) wetland, and 15 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'30"N 76°54'16"W);

16) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 193 linear feet of unnamed tributaries to Salt Run (EV, MF) (Bodines, PA Quadrangle 41°26'27"N 76°54'17"W);

17) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 3,789 square feet of palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°26'26"N 76°54'18"W);

18) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 833 square feet of palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°26'22"N 76°54'18"W);

19) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 76 linear feet of an unnamed tributary to Salt Run (EV, MF) (Bodines, PA Quadrangle 41°26'21"N 76°54'13"W);

20) two 6-inch gas pipelines, one 12-inch gas pipeline, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 60 linear feet of Salt Run (EV, MF), 26 linear feet of an unnamed tributary to Salt Run (EV, MF), and 743 square feet within the floodway of an unnamed tributary to Salt Run (EV, MF) (Bodines, PA Quadrangle 41°26'21"N 76°54'12"W);

21) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 14,673 square feet of palustrine emergent (PEM) wetlands and 3,962 square feet of adjacent palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°26'21"N 76°53'50"W);

22) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 630 square feet palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'21"N 76°53'47"W);

23) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a

timber mat bridge impacting 72 linear feet of unnamed tributaries to Salt Run (EV, MF) (Bodines, PA Quadrangle 41°26'19"N 76°53'38"W);

24) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 4 square feet palustrine emergent (PEM) wetland and 10,738 square feet within the floodway of unnamed tributaries to Salt Run (EV, MF) (Bodines, PA Quadrangle 41°26'21"N 76°53'39"W);

25) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 2,043 square feet of palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°26'19"N 76°53'38"W);

26) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 61 linear feet of an unnamed tributary to Salt Run (EV, MF) and 312 square feet of adjacent palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'11"N 76°53'33"W);

27) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 3,698 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'13"N 76°52'49"W);

28) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 10,777 square feet of palustrine forested (PFO) wetland and 3,019 square feet of adjacent palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°25'53"N 76°52'38"W);

29) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 131 linear feet of unnamed tributaries to Wallis Run (EV, MF) (Bodines, PA Quadrangle 41°25'49"N 76°52'38"W);

30) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 45 linear feet of an unnamed tributary to Wallis Run (EV, MF) (Bodines, PA Quadrangle 41°25'46"N 76°52'38"W);

31) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 107 linear feet of unnamed tributaries to Wallis Run (EV, MF) (Bodines, PA Quadrangle 41°25'44"N 76°52'38"W);

32) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 21 linear feet of an unnamed tributary to Wallis Run (EV, MF) (Bodines, PA Quadrangle 41°25'41"N 76°52'37"W);

33) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 76 linear feet of an unnamed tributary to Wallis Run (EV, MF) (Bodines, PA Quadrangle 41°25'37"N 76°52'37"W);

34) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 65 linear feet of an unnamed tributary to Wallis Run (EV, MF), 12,354 square feet of adjacent palustrine forested (PFO) wetlands, and 2439 square feet of adjacent palustrine emergent (PEM) wetlands (Bodines, PA Quadrangle 41°25'35"N 76°52'36"W);

35) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 86 linear feet of unnamed tributaries to Wallis Run (EV, MF) (Barbours, PA Quadrangle 41°25'35"N 76°52'30"W);

36) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 119 square feet of palustrine emergent (PEM) wetland (Barbours, PA Quadrangle 41°25'35"N 76°52'15"W);

37) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 3,994 square feet of palustrine emergent (PEM) wetland and 3431 square feet of palustrine forested (PFO) wetland (Barbours, PA Quadrangle 41°25'34"N 76°52'13"W);

38) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 31 linear feet of an unnamed tributary to Salt Run (EV, MF) (Bodines, PA Quadrangle 41°25'40"N 76°54'19"W);

39) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 50 linear feet of an unnamed tributary to Salt Run (EV, MF) and 1382 square feet of adjacent palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°25'42"N 76°54'20"W);

40) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 69 linear feet of an unnamed tributary to Salt Run (EV, MF) (Bodines, PA Quadrangle 41°25'42"N 76°54'20"W);

41) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 103 linear feet of unnamed tributaries to Salt Run (EV, MF) and 3,043 square feet of adjacent palustrine forested (PFO) wetland (Bodines, PA Quadrangle 41°25'45"N 76°54'21"W);

42) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 44 linear feet of an unnamed tributary to Salt Run (EV, MF) and 1,015 square feet of adjacent palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°25'50"N 76°54'22"W);

43) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 60 linear feet of an unnamed tributary to Salt Run (EV, MF) (Bodines, PA Quadrangle 41°25'57"N 76°54'17"W);

44) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 73 linear feet of Salt Run (EV, MF) (Bodines, PA Quadrangle 41°25'57"N 76°54'16"W);

45) two 6-inch gas pipelines, two 6-inch waterlines, one 12-inch water pipeline, one fiber optic/electric line, and a timber mat bridge impacting 1,214 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°26'16"N 76°53'54"W).

The project will result in a total of 1,850 linear feet of stream impacts, 0.34 acre of additional floodway impacts, and 4.01 acres of wetland impacts all for the purpose of installing a natural gas gathering line, water line, and temporary access roadways for Marcellus well development.



## ACTIONS

## THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

### FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should contact a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

#### I. NPDES Renewal Permit Actions

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0052485— Sew	Mountain Springs MHP PO Box 365 Shartlesville, PA 19554-0365	Berks County / Upper Bern Township	Mill Creek / 3-B	Y

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0103471 (Sewage)	Shenango Township STP Campground Road West Middlesex, PA 16159	Mercer County Shenango Township	Shenango River (20-A)	Y
PA0222011 (Industrial Waste)	Big Sandy Project 5 Timberline Treatment Facility, End of West First Street, Oil City, PA 16301	Venango County Cranberry Township	Allegheny River (16-E)	Y

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0240036 (Sewage)	Jack Brinling SFTF 7928 East Lake Road Erie, PA 16511	Erie County Harborcreek Township	Lake Erie (15-A)	Y

## II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**NPDES Permit No. PA0101656**, Industrial Waste, **Dominion Transmission Inc.**, 654 Carson Hill Road, Luthersburg, PA 15848-4312.

This existing facility is located in Henderson Township, **Jefferson County**.

Description of Proposed Action/Activity: Renewal of existing NPDES permit. Changes from the second draft permit are the removal of aluminum and manganese monitoring, and the monitoring frequency for flow being changed to 1/quarter.

## III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

**WQM Permit No. 0694406, Transfer #2**, Sewerage, **Michael W. Souder & Jennifer M. Souder**, 577 Monocacy Hill Road, Birdsboro, PA 19508-8721.

This proposed facility is located in Amity Township, **Berks County**.

Description of Proposed Action/Activity: Permit approval for transfer of permit.

**WQM Permit No. 3602203, Amendment 13-1**, Industrial Waste, **Rachel Sansom, Armstrong World Industries, Inc.**, 1507 River Road, Marietta, PA 17547.

This proposed facility is located in East Donegal Township, **Lancaster County**.

Description of Proposed Action/Activity: Permit amendment approval for the construction/operation of wastewater facilities consisting of: Two primary clarifiers, water storage tank, equalization tank, two aeration basins, two final clarifiers, and chemical building with aqua ammonia, phosphoric acid and sodium hypochlorite tanks and feed systems.

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**WQM Permit No. 2596407**, Sewage, **Amendment No. 1, Girard Borough**, 34 Main Street, Girard, PA 16417-1612.

This existing facility is located in Girard Borough, **Erie County**.

Description of Proposed Action/Activity: Amendment to implement a combination of peak flow equalization and upgrades to the existing WWTP treatment process and infrastructure.

**WQM Permit No. 6113401**, Sewage, **J. Thomas & Karen L Chatham**, P. O. Box 242, Polk PA 16342.

This proposed facility is located in Frenchcreek Township, **Venango County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

**WQM Permit No. 4308401**, Sewage, **Amendment No. 1, PA Department of Corrections**, 801 Butler Pike, P. O. Box 6747, Mercer, PA 16137.

This existing facility is located in Findley Township, **Mercer County**.

Description of Proposed Action/Activity: This amendment approves the construction, modification, and operation of sewage facilities consisting of: Equalization, aeration, settling and aerobic sludge holding in addition to sequencing batch reactor facilities and operation.

## IV. NPDES Stormwater Discharges from MS4 Permit Actions

## V. NPDES Waiver Stormwater Discharges from MS4 Actions

## VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024512004	J.P. Ertle Development L.P. 181 Silver Spring Blvd. Kunkletown, PA 18058	Monroe	Hamilton Twp Stroud Twp Pocono Twp	UNT to Pocono Creek (HQ-CWF, MF)
PAI023905017R	Indian Mill Creek L.P. 1390 Ridgeview Dr. Ste 302 Allentown, PA 18104	Lehigh	Lower Macungie Twp	Little Lehigh Creek (HQ-CWF, MF)

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024810015	Estates at Sullivan Trail LLC 4562 Steuben Rd. Bethlehem, PA 18020	Northampton	Plainfield Twp Bushkill Twp	Bushkill Creek (HQ-CWF, MF)

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701*

*Clearfield County Conservation District: 650 Leonard Street, Clearfield, PA 16830, (814) 765-2629*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041713001	West Penn Power Co 800 Cabin Hill Dr Greensburg PA 15601	Clearfield	Girard Township	Lost Run HQ-CWF, Wild Trout

## **VII. Approvals to Use NPDES and/or Other General Permits**

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

### **List of NPDES and/or Other General Permit Types**

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges From the Application of Pesticides

#### *General Permit Type—PAG-02*

#### *Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Butler & Sugarloaf Township	PAG02004013007	Victor F. Greco, M.D. E-Z Acres, 50 Drasher Rd. Drums, PA 18222	Little Nescopeck Creek, CWF, MF	Luzerne Co. Cons. Dist. 570-674-7991

*Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717.705.4802*

#### *Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Upper Allen Township, Cumberland County	PAG02002113005	Frank Kindler Planet Fitness 107 Saint Johns Church Road Camp Hill, PA 17011	UNT to Yellow Breeches Creek (CWF)	Cumberland Co Conservation Dist. 310 Allen Road, Suite 301 Carlisle, PA 17013 717.240.7812

*Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water / Use*

*Contact Office &  
Phone No.*

Towanda Township  
Bradford County

PAG02000808002R

Scott Middendorf  
MR Dirt Inc  
21186 Route 187  
Towanda PA 18848

UNT's to Towanda  
Creek CWF

Bradford County  
Conservation District  
Stoll Natural  
Resource Center  
RR 5, Box 5030C  
Towanda, PA 18848  
(570) 265-5539, X 6

Girard Township  
Clearfield County

PAG02001713006

Covington Karthaus  
Gierard Area Authority  
PO Box 104  
Frenchville PA 16836

Buck Run CWF

Clearfield County  
Conservation District  
650 Leonard Street  
Clearfield, PA 16830  
(814) 765-2629

*General Permit Type—PAG-03*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water / Use*

*Contact Office &  
Phone No.*

East Caln Township  
Chester County

PAR700009

Highway Materials Inc.  
1750 Walton Road  
Blue Bell, PA 19422

Valley Creek—3-H

Southeast Region  
Clean Water Program  
484.250.5970

Philadelphia City  
Philadelphia  
County

PAR800151

FC Haab Co. Inc.  
2314 Market Street  
Philadelphia, PA 19103

Schuylkill River—  
3-F

Southeast Region  
Clean Water Program  
484.250.5970

West Rockhill  
Township  
Bucks County

PAR210033

Oldcastle Precast, Inc.  
200 Keystone Drive  
Telford, PA 18969

Mill Creek—3-E

Southeast Region  
Clean Water Program  
484.250.5970

Hatfield Township  
Montgomery County

PAR800128

Americold Logistics LLC  
2525 Bergey Road  
Hatfield, PA 19440

West Branch  
Neshaminy  
Creek—2F/WWF

Southeast Region  
Clean Water Program  
484.250.5970

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water / Use*

*Contact Office &  
Phone No.*

Sugarcreek Borough  
Venango County

PAR708311

IA Construction Corp  
PO Box 568  
24 Gibb Road,  
Franklin, PA 16323

Allegheny River 16-E

DEP  
NWRO  
Clean Water Program  
230 Chestnut Street  
Meadville, PA 16335-3481  
814/332-6942

*General Permit Type—PAG-4*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant Name &  
Address*

*Receiving  
Water / Use*

*Contact Office &  
Phone No.*

Berks County /  
Amity Township

PAG043614,  
Amendment #1

Michael W. Souder &  
Jennifer M. Souder  
577 Monocacy Hill Road  
Birdsboro, PA 19508-8721

UNT Monocacy  
Creek / 3-D /

DEP—SCRO—  
Clean Water Program  
909 Elmerton Avenue  
Harrisburg, PA 17110  
717-705-4707

*General Permit Type—PAG-8*

*Facility Location:  
Municipality &  
County*

*Permit No.*

*Applicant's Name &  
Address*

*Contact Office &  
Telephone No.*

Telford Borough Authority  
Telford Borough  
Montgomery & Bucks County

PAG080006

Telford Borough Authority  
122 Penn Avenue  
Telford, PA 18969

Southeast Region  
Clean Water Program  
484.250.5970

Upper Gwynedd-Towamencin  
Municipal Authority  
Towamencin Township  
Montgomery County

PAG080008

Upper Gwynedd-Towamencin  
Municipal Authority  
2225 Kriebel Road  
Lansdale, PA 19446

Southeast Region  
Clean Water Program  
484.250.5970



*Facility Location:**Municipality & County**Permit No.**Applicant's Name & Address**Contact Office & Telephone No.*

Philadelphia Biosolids  
Recycling Center  
7800 Penrose Ferry Road  
Philadelphia, PA 19153

PAG080004

Philadelphia Water Department  
1101 Market Street, Suite 4  
Philadelphia, PA 19107

Southeast Region  
Clean Water Program  
484.250.5970

*General Permit Type—PAG-13*

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

*NPDES Permit No.**Applicant Name & Address**County**Municipality**Receiving Water / Use**Contact Office & Phone No.*

PAG133673

Windsor Borough  
PO Box 190  
Windsor, PA 17366

York

Windsor Borough

Fishing Creek / TSF &amp; MF

DEP Southcentral  
Regional Office  
Clean Water Program  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
717.705.4707

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

*NPDES Permit No.**Applicant Name & Address**County**Municipality**Receiving Water / Use**DEP Protocol (Y/N)*

PAG138327

Valencia Borough  
Butler County  
61 Almira Street,  
Valencia, PA 16059

Butler

Valencia Borough

Unnamed Tributaries to  
the Breakneck Creek  
WWF

Y

**PUBLIC WATER SUPPLY PERMITS**

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

**SAFE DRINKING WATER****Actions taken under the Pennsylvania Safe Drinking Water Act**

*Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448*

**Permit No. 1813501-MA—Construction Public Water Supply.**

Applicant

**First Quality Water and Beverage, LLC**

Township/Borough

Castanea Township

County

**Clinton**

Responsible Official

Mr. James F. Peterson II  
Business Development  
First Quality Water and Beverage, LLC  
904 Woods Avenue  
Lock Haven, PA 17745

Type of Facility

Public Water Supply

Consulting Engineer

Gary J. Toplak, P.E.  
Toplak & Associates, PC  
112 Pineview Road  
Baden, PA 15005

Permit Issued

6/5/13

Description of Action Installation of a 50,000 gal. finished water storage tank, with associated process piping, valves, fittings, pumps, ozone generators and injectors, to store treated and disinfected water prior to filling containers on either Line 1 or Line 2 when the treatment system is temporarily not producing treated water due to the system down time required for conducting permit-required integrity testing of the ultra-filter.

**Permit No. 5513501-MA—Construction** Public Water Supply.

Applicant **Shamokin Dam Borough**  
 Township/Borough Shamokin Dam Borough  
 County **Snyder**  
 Responsible Official Edward J. Hovenstine,  
 Borough Manager  
 Shamokin Dam Borough  
 42 West 8th Avenue, Suite 1  
 P. O. Box 273  
 Shamokin Dam, PA 17876  
 Type of Facility Public Water Supply  
 Consulting Engineer Mr. Rod G. Stahl  
 Stahl Sheaffer Engineering  
 5 South Market Street, Suite 10  
 Selinsgrove, PA 17876  
 Permit Issued 6/5/13  
 Description of Action Authorize the change in the  
 method of disinfecting pre- and  
 post-filtration water from  
 injecting pure gas chlorine to  
 feeding 15% sodium  
 hypochlorite.

**Permit No. 4188504-T1—Transfer** Public Water Supply.

Applicant **Timberend MHC, LLC**  
 Township/Borough Fairfield Township  
 County **Lycoming**  
 Responsible Official Mr. Ryan Hotchkiss  
 Managing Member  
 Timberend MHC, LLC  
 2131 Espey Court, Suite 1  
 Crofton, MD 21114  
 Type of Facility Public Water Supply  
 Consulting Engineer Edward J. Brown, P.E.  
 Larson Design Group  
 1000 Commerce Park Drive  
 P. O. Box 487  
 Williamsport, PA 17703  
 Permit Issued 6/11/13  
 Description of Action Authorizes the use of the sources  
 of water supply and facilities  
 that have been acquired by  
 Timberend MCH, LLC from  
 Timberend Estates, Inc. of  
 Muncy. Well Nos. 1 and 2.

**Permit No. MA(9/6/91)-T1—Transfer** Public Water Supply.

Applicant **Timberend MHC, LLC**  
 Township/Borough Fairfield Township  
 County **Lycoming**  
 Responsible Official Mr. Ryan Hotchkiss  
 Managing Member  
 Timberend MHC, LLC  
 2131 Espey Court, Suite 1  
 Crofton, MD 21114  
 Type of Facility Public Water Supply  
 Consulting Engineer Edward J. Brown, P.E.  
 Larson Design Group  
 1000 Commerce Park Drive  
 P. O. Box 487  
 Williamsport, PA 17703  
 Permit Issued 6/11/13

Description of Action Authorizes the use of the sources  
 of water supply and facilities  
 that have been acquired by  
 Timberend MCH, LLC from  
 Timberend Estates, Inc. of  
 Muncy. Well Nos. 1 and 2.

**Permit No. MA(3/1/95)-T1—Transfer** Public Water Supply.

Applicant **Timberend MHC, LLC**  
 Township/Borough Fairfield Township  
 County **Lycoming**  
 Responsible Official Mr. Ryan Hotchkiss  
 Managing Member  
 Timberend MHC, LLC  
 2131 Espey Court, Suite 1  
 Crofton, MD 21114  
 Type of Facility Public Water Supply  
 Consulting Engineer Edward J. Brown, P.E.  
 Larson Design Group  
 1000 Commerce Park Drive  
 P. O. Box 487  
 Williamsport, PA 17703  
 Permit Issued 6/11/13

Description of Action Authorizes the use of the sources  
 of water supply and facilities  
 that have been acquired by  
 Timberend MCH, LLC from  
 Timberend Estates, Inc. of  
 Muncy. Sodium Silicate (Well #1)  
 (sequestration).

**Permit No. MA(5/3/11)-T1—Transfer** Public Water Supply.

Applicant **Timberend MHC, LLC**  
 Township/Borough Fairfield Township  
 County **Lycoming**  
 Responsible Official Mr. Ryan Hotchkiss  
 Managing Member  
 Timberend MHC, LLC  
 2131 Espey Court, Suite 1  
 Crofton, MD 21114  
 Type of Facility Public Water Supply



Consulting Engineer Edward J. Brown, P.E.  
Larson Design Group  
1000 Commerce Park Drive  
P. O. Box 487  
Williamsport, PA 17703

Permit Issued 6/11/13

Description of Action Authorizes the use of the sources of water supply and facilities that have been acquired by Timberend MCH, LLC from Timberend Estates, Inc. of Muncy. 4-log inactivation of viruses at Entry Point 101 (Well #1) and Entry Point 102 (Well #2).

**Permit No. 4106501-T1—Transfer** Public Water Supply.

Applicant **Timberend MHC, LLC**

Township/Borough Fairfield Township

County **Lycoming**

Responsible Official Mr. Ryan Hotchkiss  
Managing Member  
Timberend MHC, LLC  
2131 Espey Court, Suite 1  
Crofton, MD 21114

Type of Facility Public Water Supply

Consulting Engineer Edward J. Brown, P.E.  
Larson Design Group  
1000 Commerce Park Drive  
P. O. Box 487  
Williamsport, PA 17703

Permit Issued 6/11/13

Description of Action Authorizes the use of the sources of water supply and facilities that have been acquired by Timberend MCH, LLC from Timberend Estates, Inc. of Muncy. Birm media filtration system for treatment of Well #1.

**Permit No. MA(1471502-T1)—Operation** Public Water Supply.

Applicant **Mountaintop Regional Water Authority**

Township/Borough Snow Shoe Township

County **Centre**

Responsible Official Peary Schmoke, Chairman  
Mountaintop Regional Water Authority  
P. O. Box 294  
Snow Shoe, PA 16874

Type of Facility Public Water Supply

Consulting Engineer Joshua T. James, P.E.  
Gwin, Dobson & Foreman, Inc.  
3121 Fairway Drive  
Altoona, PA 16602

Permit Issued 6/12/13

Description of Action Operation of the 200,000 gallon Fire Tower water storage tank.

**Miles Township Water Authority East** (Public Water Supply), **Centre County**: On June 10, 2013, the Safe Drinking Water Program approved the Source Water

Protection (SWP) plan Miles Township Water Authority East. The personnel involved with the development of this SWP are to be commended for taking these proactive steps to protect these water sources for their community. Development of the SWP plan was funded by the Department of Environmental Protection (John C. Hamilton, P.E., (570) 327-3650).

*Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Permit No. 3790501-MA6** Public Water Supply

Applicant **Pennsylvania American Water Company**

Township or Borough Ellwood City Borough

County **Lawrence**

Type of Facility Public Water Supply

Consulting Engineer Keith Jensen, P.E.  
AECOM Gulf Tower  
707 Grant Street, 5th Floor  
Pittsburgh, PA 15219

Permit to Construct Issued June 18, 2013

**Operation Permit** issued to **Johnsonburg Municipal Authority**, PWSID #6240007, Johnsonburg Borough, **Elk County**. Permit Number 2064-T1-MA3 issued June 18, 2013 for the Powers Run Water Treatment Plant high service pump station. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on June 13, 2013.

**Permit No. 1012505** Public Water Supply

Applicant **Pennsylvania American Water Company**

Township or Borough Lancaster Township

County **Butler**

Type of Facility Public Water Supply

Consulting Engineer Jerry Hankey  
Pennsylvania American Water Company  
1909 Oakland Avenue  
Indiana, PA 15701

Permit to Construct Issued June 18, 2013

**Operation Permit** issued to Mr. **John Boyd and Mrs. Katherine Boyd d/b/a Gardenview Mobile Home Park**, PWSID #6370051, Mahoning Township, **Lawrence County**. Permit Number 3788505-T1-MA1 issued June 18, 2013 for the operation of 4-Log treatment of viruses for Entry Point 101. This action is taken under the requirements of the Groundwater Rule.

**Operation Permit** issued to **John McMinn and Karen A. McMinn d/b/a Parkwood Mobile Home Park**, PWSID #6200046, Woodcock Township, **Crawford County**. Permit Number 2012504 issued June 19, 2013 for the operation of the Parkwood Mobile Home Park public water supply. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on June 18, 2013.

**Operation Permit** issued to **Lakeview Manor MHP, LLC**, PWSID #6200031, Union Township, **Crawford County**. Permit Number 2013501 issued June 19, 2013 for the operation of the Lakeview Manor Mobile Home Park public water supply. This permit is issued in

response to an operation inspection conducted by the Department of Environmental Protection personnel on May 30, 2013.

## **HAZARDOUS SITES CLEAN-UP UNDER THE ACT OF OCTOBER 18, 1988**

### **Notice of Proposed Interim Response**

#### **Kwiatkowski Landfill Site Hickory Township, Lawrence County**

The Pennsylvania Department of Environmental Protection ("Department"), under the authority of the Hazardous Sites Cleanup Act, 35 P.S. Section 6020.101 *et. seq.* ("HSCA"), has determined that an interim response is necessary at the Kwiatkowski Landfill Site ("site"). The site is located approximately one mile east of the city of New Castle in Hickory Township, Lawrence County, Pennsylvania, on the north side of County Line Road.

The site consists of an approximately 85-acre abandoned mixed waste landfill, currently owned by the estates of brothers, Rudolph and Chester Kwiatkowski. The site lies to the north of County Line Road. An industrial area is located at the main entrance to the site. The main disposal area is located 100 feet west of the industrial area. Part of the site has three waste disposal impoundments, located in the southwest corner of the site, immediately adjacent to County Line Road. The impoundments are accessed from County Line Road *via* an access road. Two of these areas ("sludge lagoon 1 & 2") contain industrial sludge wastes. Each lagoon measures approximately 40 feet by 15 feet by 5 feet deep. A third area ("pottery waste impoundment") previously contained pottery waste which has degraded over time. The pottery waste impoundment measures approximately 90 feet by 40 feet by 1 foot. Collectively, sludge lagoons 1 & 2 and the pottery waste impoundment are identified as Operable Unit 1. Operable Unit 1 is the subject of this response.

In, 1985, 1987 and 1993 the United States Environmental Protection Agency ("USEPA") conducted environmental investigations at the Site that included sampling the wastes and sediments in Operable Unit 1. In 1995, 1996 and 2004, the Department also investigated and sampled surface wastes and surface water at Operable Unit 1 the site.

These investigations revealed elevated levels of chlorinated solvents, and aromatic compounds. Specifically, soils and sediments in Operable Unit 1 contained high concentrations trichloroethylene, xylene, 1,1,2,2-tetrachloroethane, 1,1,2-trichloroethane, 1,2-dichloroethene, 1,2-dichloropropane, benzene, bromodichloromethane, carbon tetrachloride, chloroform, methyl chloride, tetrachloroethene, toluene, vinyl chloride, 2,4-dinitrophenol, bis(2-chloroethyl)ether, hexachlorobenzene, m-nitroaniline, N-nitrosodi-N-propylamine, and pentachlorophenol. Several heavy metals, including lead, arsenic were also detected over the Statewide Health Standards for Residential Direct Contact pursuant to the Pennsylvania Land Recycling and Environmental Remediation Standards Act ("Act 2").

These elements and chemical compounds are "hazardous substances" pursuant to Section 103 of the HSCA, 35 P.S. § 6020.103. The presence of these hazardous substances in Site surface water, sediment, and waste and soil constituted a "release" and "threatened release" of hazardous substances at the Site pursuant to Section 103 of the HSCA, 35 P.S. § 6020.103.

The Department's two main objectives of the interim response action proposed for the site were: 1) to protect the public and environmental receptors from direct contact and inhalation risks with site-related hazardous substances, and 2) to eliminate the ongoing release and threat of release of hazardous substances into the environment from contaminated soil.

The Department considered three alternatives for the interim response: 1) no action, 2) fencing Operable Unit 1, and 3) excavation and removal of wastes contained in Operable Unit 1 and associated contaminated soils for proper off-site disposal.

In light of the above objectives, the Department evaluated each alternative to determine: (1) the extent to which each alternative protects the public health and the environment; (2) the extent to which each alternative is feasible, effective, implementable and permanent; (3) the relative cost of each alternative; and (4) the extent to which each alternative complies with or otherwise addresses the cleanup standards of Act 2, Pennsylvania Solid Waste Management Act, the Pennsylvania Clean Streams Law, and other Applicable or Relevant and Appropriate Requirements ("ARARs"); the extent to which each alternative was feasible, effective, implementable and permanent; and the relative cost effectiveness of each alternative.

Pursuant to Section 505(b) of HSCA, 35 P.S. § 6020.505(b), the Department proposes Alternative 3 as the interim response at the site. Alternative 3 is proposed because it would, in the most cost effective manner, protect the public and environmental receptors from direct contact with site-related hazardous substances and eliminate the ongoing release and threat of release of hazardous substances into the environment.

The response protects the public health and environment; complied with or otherwise addressed all ARARs relating contaminated soil removal and disposal, was feasible, implementable, permanent and effective to the maximum extent practicable; and was cost effective. The proposed action addressed the identified immediate threats to human health and the environment.

The proposed interim response is not a final remedial response pursuant to Section 504 of HSCA, and, therefore, is not required to meet the cleanup standards that apply to final remedial responses. However, the proposed alternative is consistent with any potential future remedial actions and future investigation activities.

This notice is being provided pursuant to Section 506(b) of HSCA. The administrative record, which contains the information that forms the basis and documents the selection of this response, is available for public review and comment. The administrative record is located at the Department's Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335, and is available for review Monday through Friday from 8:00 a.m. to 4:00 p.m. Please telephone for an appointment at: 814-332-6648.

The administrative record will be open for comment from July 6, 2013 until October 4, 2013. Persons may submit written comments into the record during this time only. Comments should be sent to Mr. Colin Kosinski, Project Manager, at the Department's Northwest Regional Office or by delivering them to the office in person.

The Department will hold a public meeting on August 7, 2013, at 6:00 p.m., to briefly describe the Department's proposed interim response. The meeting's purpose will be for the Department to answer the public's questions concerning the response at the site. The meeting will be

held at Laurel high School, located at 2497 Harlansburg Road, New Castle, PA 16101. Also, the public will have an opportunity to present oral comments, for inclusion into the administrative record, regarding the proposed interim response, at a public hearing following the public meeting.

Persons with a disability who wish to attend the meeting or hearing and require auxiliary aid, service or other accommodations to participate in the proceedings, should call Mr. Kosinski at (814) 332-6648 or through the Pennsylvania AT & T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate their needs.

## AIR QUALITY

**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**GP9-46-0066: Terra Technical Services, LLC.** (600 Brandywine Avenue, Downingtown, PA 19335) on June 17, 2013, was authorized to operate a diesel fuel-fired internal combustion engine(s) in Upper Dublin, **Montgomery County**.

**GP3-46-0109: Terra Technical Services, LLC.** (600 Brandywine Avenue, Downingtown, PA 19335) on June 17, 2013, was authorized to operate a portable nonmetallic mineral processing plant in Upper Dublin, **Montgomery County**.

**GP3-46-0108: Haines & Kibblehouse, Inc.** (2052 Lucon Road, Skippack, PA 19474) on June 17, 2013, was authorized to operate a portable nonmetallic mineral processing plant in Upper Dublin, **Montgomery County**.

**GP9-46-0065: Haines & Kibblehouse, Inc.** (2052 Lucon Road, Skippack, PA 19474) on June 17, 2013, was authorized to operate a diesel fuel-fired internal combustion engine(s) in Avondale Borough, **Chester County**.

**Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**05-05027A: CORLE Building Systems** (114 Rosemont Lane, Imbler, PA 16655) on June 19, 2013, for construction of a surface coating system, including four (4) paint spray booths along with support facilities for paint mixing and handling, for finishing metal building panels at their facility in King Township, **Bedford County**.

**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**23-0009G: The Boeing Co.** (P. O. Box 16858, MS P29-14, Philadelphia, PA 19142) on June 17, 2013, to operate a three (3) new 49 MMBtu/hr dual fuel boiler in Ridley Township, **Delaware County**.

**23-0108C: Barry Callebaut U.S.A, LLC.** (903 Industrial Highway, Eddystone, PA 19022) on June 17, 2013, to operate a regenerative thermal oxidizer (RTO) in Eddystone Borough, **Delaware County**.

**46-0124A: Montgomery Chemicals, LLC.** (901 Conshohocken Road, Conshohocken, PA 19428) on June 17, 2013, to operate a scrubber system in Plymouth Township, **Montgomery County**.

**46-0040: National Label Co.** (2025 Joshua Road, Lafayette Hill, PA 19444) on June 17, 2013, to operate a rotogravure laminating station in Whitemarsh Township, **Montgomery County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

*Contact: M. Gorog & B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226*

**11-00423A: Johnstown Wire Technologies, Inc.** (124 Laurel Avenue, Johnstown, PA 15906) on June 18, 2013, to initiate the 180-day period of temporary operation of the Steel Wire Processing Plant at the Johnstown Wire Plant located in Johnstown Township, **Cambria County**. The new expiration date shall be December 17, 2013.

**04-00227B: IPSCO Koppel Tubulars LLC** (PO Box 410, Ambridge, PA 15003) on June 18, 2013, to modify the short-term NO<sub>x</sub> emission limit and to increase natural gas-fired door burner capacity by 4 MMBtu/hr for the existing Rotary Hearth Furnace at the Ambridge Plant located in Harmony Township, **Beaver County**. The short term NO<sub>x</sub> limit will be modified from 0.17 MMBtu/hr to 31.51 lbs/hr. The annual NO<sub>x</sub> emission limit will remain unchanged (135 tpy).

**04-00227B: IPSCO Koppel Tubulars LLC** (PO Box 410, Ambridge, PA 15003) on June 18, 2013, to extend the period of temporary operation of the Rotary Hearth Furnace at the Ambridge Plant located in Harmony Township, **Beaver County**. The new expiration date is January 24, 2014.

**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**23-00073: Alan McIlvain Co.** (501 Market St., Marcus Hook, PA 19061) on June 19, 2013, for renewal of State Only Operating Permit ("SOOP") No. 23-00073 in Marcus Hook Borough, **Delaware County**. The facility's air emissions sources consist of various types of woodworking machinery (with associated dust collectors) and a wood



waste- (primary fuel) and #2 fuel oil-fired boiler (with an associated multi-cyclone). (Six dry kilns and eleven space heaters are also operated at the facility, but these are powered by steam from the boiler.) While the potential to emit nitrogen oxides ("NO<sub>x</sub>") from the facility exceeds 25 tons per year, the major facility threshold for the Philadelphia Consolidated Metropolitan Statistical Area, Alan McIlvain Co. has elected to restrict the NO<sub>x</sub> emissions from the facility to less than 25 tons per year. As such, the facility is categorized as Synthetic Minor.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**22-03051: Buse Funeral Home** (9066 Jonestown Road, Harrisburg, PA 17028) on June 14, 2013, for the human crematory at their funeral home in East Hanover Township, **Dauphin County**. The State-only permit was renewed.

**50-03004: Tuscarora Hardwoods, Inc.** (2240 Shermans Valley Road, Elliptsburg, PA 17024-9182) on June 18, 2013, for their hardwood manufacturing facility in Spring Township, **Perry County**. The State-only permit was renewed.

**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**09-00188: Gamesa Wind PA LLC** (400 Gamesa Drive, Fairless Hill, PA 19030) on June 17, 2013, for a State Only Operating Permit (OP) a minor modification was issued under the Air Pollution Control Act (35 P.S. §§ 4001–4015) and 25 Pa. Code §§ 127.462 and 127.542 in Falls Township, **Bucks County**. Recordkeeping requirement was revised for nacelle assembly (Source ID 103), and 40 CFR 63 Subpart ZZZZ applicable requirements were updated for an existing emergency generator (Source ID 107). The permit includes monitoring, recordkeeping, and reporting requirements designed to keep the facility within all applicable air quality requirements.

**23-00001: Sunoco, Inc.—R and M** (Delaware Avenue and Green Street, P.O. Box 426, Marcus Hook, PA 19061-0426) on June 20, 2013, in Marcus Hook Borough, **Delaware County** on January 18, 2008 to disaggregate this facility from the former Sunoco Philadelphia Refinery, and to address the removal of several sources and pertinent conditions that have been removed from service at the Marcus Hook facility.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

*Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174*

**65-00713: Greenridge Reclamation, LLC** (234 Land-fill Road, Scottdale, PA, 15683) on June 19, 2013, to issue a modified Air Quality Title V Operating Permit (TVOP) to Greenridge Reclamation, LLC in East Huntingdon Township, **Westmoreland County**.

In accordance with 25 Pa. Code § 127.462(h), the Department of Environmental Protection (DEP) is hereby providing notice that on June 19, 2013, DEP issued a modified Air Quality Title V Operating Permit (TVOP) to Greenridge Reclamation, LLC. Changes were made to the language describing their Gas Collection and Control Plan to allow for the evolving nature of the system. The reference to design capacity in terms of tons was also removed, to make the TVOP consistent with the Waste Management permit, which permits the landfill on the basis of available airspace volume. This action was taken under the regulatory authority of 25 Pa. Code § 127.462. No new sources or emission increases were authorized by this action. The TVOP authorizes the continued operation of the Greenridge Reclamation Landfill located in East Huntingdon Township, Westmoreland County.

**32-00055: Homer City Generation, LP** (1750 Power Plant Road, Homer City PA 15748) on June 19, 2013, to issue a modified Title V Operating Permit to Homer City Generation, LP in Black Lick and Center Townships, **Indiana County**.

In accordance with 25 Pa. Code § 127.462(h), the Department of Environmental Protection (DEP) is providing notice that on June 19, 2013 DEP issued a modified Title V Operating Permit to Homer City Generation, LP. This action was taken under the regulatory authority of 25 Pa. Code § 127.462. Changes were made to the Compliance Assurance Monitoring Plans and the testing schedules for Units 1 and 2. No new sources or emission increases were authorized by this action. The TVOP authorizes the continued operation of the Homer City Generating Station located in Black Lick and Center Townships, Indiana County.

**De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.**

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**10-00035: Harsco Minerals—Winfield Township** (359 North Pike Road, Sarver, PA 16055) for its facility located in Winfield Township, **Butler County**. The De minimis emission increase is for construction a 100 tph screening operation. In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department hereby approves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 PA Code 127.449(i). This list includes the De minimis emission increases since the Title V Operating Permit issuance on April 24, 2012.

Date	Source	PM <sub>10</sub> (tons)	SO <sub>x</sub> (tons)	NO <sub>x</sub> (tons)	VOC (tons)	CO (tons)
6/19/13	100 tph screening plant	0.224				

Date	Source	PM <sub>10</sub> (tons)	SO <sub>x</sub> (tons)	NO <sub>x</sub> (tons)	VOC (tons)	CO (tons)
Total Reported		0.224				
Increases						
Allowable		0.6 ton/source 3 tons/facility	1.6 tons/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

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**Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act and 25 Pa. Code §§ 127.431 and 127.461.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**46-00056: Hale Products, Inc.** (700 Spring Mill Avenue, Conshohocken, PA 19428) on June 19, 2013, for operation of an engine testing facility located in Conshohocken Borough, **Montgomery County**. The operating permit was revoked because of a permanent shut-down of operations at the facility.

**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a).** The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).

*Coal Permits Actions*

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**Permit No. 56120106 and NPDES No. PA0268984. PBS Coals, Inc.**, 1576 Stoystown Road, P. O. Box 260, Friedens, PA 15541, commencement, operation and restoration of a bituminous surface and auger mine in Quemahoning Township, **Somerset County**, affecting 150.4 acres. Receiving streams: unnamed tributaries to/ and Stonycreek River classified for the following uses: trout stocked fishery; cold water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Municipal Authority. This permit includes a Chapter 105 encroachment authorization to construct and maintain a haulroad crossing on unnamed tributary A of Stonycreek. This permit also includes a stream encroachment for a proposed haulroad crossing over unnamed tributary A. Application received March 2, 2012. Permit Issued June 11, 2013.

**Permit No. 32950202 and NPDES No. PA0213039 and General Permit GP-12-32950202, Cambria Reclamation Corporation**, 243 Rubisch Road, Ebensburg,

PA 15931, revision of an existing bituminous coal refuse site to obtain coverage for coal refuse reprocessing under air quality general permit GP-12 in Center Township, **Indiana County**, affecting 287.3 acres. Receiving stream: unnamed tributary to/and Yellow Creek for the following uses: cold water fishery; trout stocked fishery. There are no potable water supply intakes within 10 miles downstream. Application received October 24, 2011. Permit issued June 17, 2013.

**Permit No. 56070103 and NPDES No. PA0262366. PBS Coals, Inc.**, 1576 Stoystown Road, P. O. Box 260, Friedens, PA 15541, permit renewal for the continued operation and restoration of a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 338.3 acres. Receiving streams: unnamed tributaries to/and Schrock Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received May 25, 2012. Permit issued June 11, 2013.

*Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500*

**03020115 and NPDES Permit No. PA0250295. Bedrock Mines, L.P.** (111 Freeport Road, Pittsburgh, PA 15215). Renewal permit for reclamation only issued to an existing bituminous surface mine, located in Sugarcreek Township, **Armstrong County**, affecting 195.6 acres. Receiving streams: unnamed tributaries to Snyder Run and Huling Run. Application received: February 21, 2013. Permit issued: June 12, 2013.

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191*

**33080105. Original Fuels, Inc.** (P. O. Box 343, Punxsutawney, PA 15767) Revision to an existing bituminous surface mine to add 12.0 acres in Perry & Young Townships, **Jefferson County** for a total of 447.4 acres. Receiving streams: Five unnamed tributaries to Mahoning Creek. Application received: February 28, 2013. Permit Issued: June 13, 2013.

**33-10-15 and NPDES Permit No. PA0259039. Original Fuels, Inc.** (P. O. Box 343, Punxsutawney, PA 15767) Proposal to enter into a Government Financed Construction Contract on a site in Perry Township, **Jefferson County**. The proposal includes the reclamation of 32.8 acres of abandoned highwall, spoil area, and collapsed drift entries, as well as coal removal incidental and necessary to the reclamation activities. Receiving streams: Rose Run. Application received: March 21, 2011. Contract Issued: June 17, 2013.

*Noncoal Permits Actions*

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191*

**61120306. Joe Klapac & Son, Inc.** (218 State Route 428, Oil City, PA 16301) Commencement, operation and restoration of a large industrial minerals mine in Sugarcreek Borough and Cornplanter Township, **Venango County** affecting 23.1 acres. Receiving

streams: Unnamed tributary to Charley Run. Application received: August 16, 2012. Permit Issued: June 13, 2013.

**61120306-GP-104. Joe Klapec & Son, Inc.** (218 State Route 428, Oil City, PA 16301) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 61120306 in Sugarcreek Borough and Cornplanter Township, **Venango County**. Application received: August 16, 2012. Permit Issued: June 13, 2013.

#### ACTIONS ON BLASTING ACTIVITY APPLICATIONS

**Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

##### *Blasting Permits Actions*

*Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500*

**63134001. Cleaveland/Price, Inc.** (14000 Route 933, Trafford, PA 15085). Blasting activity permit for the construction of the manufacturing plant expansion, located in Trafford Borough, **Westmoreland County**. The duration of blasting is expected to last five months. Blasting permit issued: June 19, 2013.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**35134106. Ed Wean Drilling & Blasting, Inc.**, (112 Ravine Road, Stewartville, NJ 08886), construction blasting for Lackawanna 500-230kv PPL Substation in Olyphant Borough, **Lackawanna County** with an expiration date of December 31, 2013. Permit issued: June 18, 2013.

**36134127. Maine Drilling & Blasting, Inc.**, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Overlook Town Center in Manheim Township, **Lancaster County** with an expiration June 14, 2014. Permit issued: June 18, 2013.

**58134132. Doug Wathen, LLC**, (11934 Fairway Lakes Drive, Ft. Myers, FL 33913), construction blasting for Housel Gas Pad in Lenox Township, **Susquehanna County** with an expiration date of June 13, 2014. Permit issued: June 18, 2013.

**36134128. Maine Drilling & Blasting, Inc.**, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Pizza Town in Mt. Joy Township, **Lancaster County** with an expiration date of June 13, 2014. Permit issued: June 19, 2013.

#### MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

##### *Effluent Limits for Coal Mining Activities*

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

\* The parameter is applicable at all times.

In addition, the Department imposes a technology-based aluminum limit of 2.0 mg/l (30 day average) to protect stream uses.

A settleable solids instantaneous maximum limit of 0.5 ml/l applies to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse disposal piles. Similarly, modified BAT limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

##### *Effluent Limits for Noncoal Mining Activities*

The BAT limits for noncoal mining activities as provided in 40 CFR Part 436 and 25 Pa. Code Chapter 77 are as follows:



<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
Alkalinity exceeding acidity*			
pH*		greater than 6.0; less than 9.0	

\* The parameter is applicable at all times.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation—Memorandum of Understanding (MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

#### *Coal NPDES Draft Permits*

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**NPDES No. PA 0120944 (Mining permit No. 56663069), Rosebud Mining Company**, 1117 Shaw Mines Road, Meyersdale, PA 15552-7228, revision of an NPDES permit for addition of stormwater outfalls on a surface mine site in Elk Lick and Summit Townships, **Somerset County**, affecting 3040 acres. Receiving streams: unnamed tributaries to/and Elk Creek and unnamed tributaries to/and the Casselman River, classified for the following use: all receiving streams are cold water fisheries except for the Casselman River which is a warm water fishery. The receiving streams are included in the Casselman River TMDL. Application received: September 22, 2011.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The treatment facility outfall(s) listed below discharge to unnamed tributaries to the Casselman River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
005, 007, 008, 009, 023, 025, 026, 027	N

The proposed interim effluent limits for the above listed outfall(s) are as follows for a period of 18 months following the date of approval of the proposed permit revision:

<i>Outfalls: 005, 007, 008, 009, 023, 025, 026, 027</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0

pH (S.U.): Must be between 6.0 and 10.0 standard units at all times. Pursuant to 25 Pa Code Chapter 87.102(c)(1) the applicant requested a variance for the upper pH limitation for outfalls 005, 007, 008, 009, 023, 025, 026, 027.

Alkalinity must exceed acidity at all times.

The proposed final effluent limits for outfalls 005, 007, 009, 023, 025, 026 & 027 are as follows beginning 18 months after the date of approval of the proposed permit revision:

*Outfalls: 005, 007, 009, 023, 025, 026, 027*  
*Parameter*

	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Osmotic Pressure (milliosmoles/kg)	50.0	50.0	50.0
pH (S.U.): Must be between 6.0 and 10.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The proposed final effluent limits for outfall 008 are as follows beginning 18 months after the date of approval of the proposed permit revision:

<i>Outfalls: 008 Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Osmotic Pressure (milliosmoles/kg)	50.0	50.0	50.0
pH (S.U.): Must be between 6.0 and 10.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The stormwater facility outfall(s) listed below discharge to unnamed tributaries to/and the Casselman River and to unnamed tributaries to/and Elk Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
011, 015, 016, 017, 018, 019, 020, 021, 022, 024, 028, 029	N

The proposed effluent limits for stormwater discharges from the above listed outfall(s) are as follows:

<i>Outfalls: 011, 015, 016, 017, 018, 019, 020, 021, 022, 024, 028, 029</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)			7.0
Total Settleable Solids (ml/l)			0.5
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
030, 031, 032, 033, 034, 035, 036	Y

The proposed effluent limits for stormwater discharges from the above listed stormwater outfall(s) are as follows:

<i>Outfalls: 030, 031, 032, 033, 034, 035, 036</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)			7.0
Total Settleable Solids (ml/l)			0.5
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

Effluent limits defined herein as applicable to treatment facility outfalls 005, 007, 009, 023, 025, 026, & 027 would apply should a dry weather discharge occur from any stormwater facility.

The following additional requirement applies to this draft permit:

#### Compliance Schedule

(1) The Department has determined that the water quality based effluent limitations (WQBEL) identified above for outfalls 005, 007, 008, 009, 023, 025, 026, and 027 are necessary to fulfill the present requirements of the Casselman River TMDL.

(2) Whereas the final WQBEL set out above for outfalls 005, 007, 008, 009, 023, 025, 026, and 027 are significantly more stringent than past effluent limits for those outfalls, and whereas the final effluent limits cannot be met without modifications to the existing treatment facilities, the permittee shall comply with the interim effluent limits set forth above during the compliance period and shall comply with the following paragraphs. If a new or revised Casselman River TMDL, when completed and approved by EPA, results in final WQBEL limits that are different than the final limits set forth above, the Department will modify this permit and compliance schedule accordingly. The permittee shall:

a. Within the first year following permit issuance, conduct an evaluation of the existing treatment facilities for Outfalls 005, 007, 008, 009, 023, 025, 026, and 027 and determine what modifications are required for each facility to meet the final effluent limitations set out above. By the end of the first year following permit reissuance, the permittee shall submit a report to the Department evaluating the treatment options and identifying the facility modifications required to meet the final WQBEL set out above.

b. As part of the report described in paragraph (a), the permittee shall also submit a Treatment Plan to the Department for approval including specifications of the facility modifications, proposed schedule for construction, and demonstration that construction will be performed as soon as possible. In addition, the permittee shall submit complete applications for all permits or permit amendments necessary to install and operate the modifications to the Department for review. Following approval of the Treatment Plan and issuance of all necessary permits for the facility modifications, construction of the revised treatment systems shall commence no later than fifteen months after reissuance of this NPDES permit. Construction and start-up of the facility modifications shall be completed, and attainment of the final WQBEL set forth above for Outfalls 005, 007, 008, 009, 023, 025, 026, and 027 shall be achieved, by no later than eighteen months after reissuance (renewal) of this NPDES permit.

(3) The permittee shall implement the treatment facility modifications necessary to achieve the final WQBEL set out above according to the following compliance schedule:

- |    |   |   |
|----|---|---|
| a. | Submit a report describing its evaluation of treatment facility modification which will assure compliance with the final effluent limitations.  | As soon as possible, but no later than within 1 year of permit reissuance.        |
| b. | Submit a treatment plan and complete applications for all permits necessary for the treatment equipment to the Department for approval.   | As soon as possible, but no later than within 1 year of permit reissuance         |
| c. | Commence construction of system modifications required to meet the final WQBELS.  | As soon as possible, but no later than within 15 months of permit reissuance.     |
| d. | Complete treatment plant modifications /additions. Compliance with final limits.  | As soon as possible, but no later than within 18 months of permit reissuance.     |
| e. | Submit progress reports. Reports shall include updates, attainment, or any progress made toward milestones, summary of results of any supplemental sampling and a discussion of compliance or non-compliance with interim and final requirements. | Every 6 months after permit reissuance until completion of the compliance period. |

(4) a. Pursuant to 40 CFR 122.62, the permittee may make request to the Department for approval of a modification of the time period for completing step (d) of the compliance schedule in the table above (completion of construction and start-up of the treatment facility modifications within eighteen months of NPDES permit reissuance). The permittee's request for approval of a modification must demonstrate that the respective compliance schedule step cannot be completed within the prescribed time period. The permittee shall also provide an alternative time frame for completion of construction and start-up of the treatment technology; the alternative must be based on completing construction as soon as possible. The permittee's economic inability to comply with any of the obligations of this Compliance Schedule shall not be grounds for any extension of time.

b. The permittee shall submit a request for modification of the compliance schedule pursuant to this paragraph in writing to the Department within 10 working days of the date the permittee becomes aware or reasonably should have become aware of the event impeding performance. The written submission shall include all necessary documentation specifying the reasons for the delay, the expected duration of the delay, and the efforts which have been made and are being made by the permittee to mitigate the effects of the event and to minimize the length of the delay. The initial written submission may be supplemented within ten working days of its submission.

c. The Department will decide whether to grant all or part of the extension requested on the basis of all documentation submitted by the permittee and any other information available to the Department and will notify the permittee in writing of its decision. In any subsequent litigation, Rosebud Mining Company shall have the burden of proving that the Department's refusal to grant the requested extension was an abuse of discretion based upon the information then available.

**NPDES No. PA0234877 (Mining permit no. 56980107), AMFIRE Mining Co., LLC**, One Energy Place, Latrobe, PA 15650, revised NPDES permit for a bituminous surface mine in Milford Township, **Somerset County**, affecting 222.1 acres. Receiving stream: Casselman River, classified for the following use: Warm Water Fishery. This receiving stream is included in the Casselman River TMDL. Application received: June 5, 2013.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The treated wastewater outfall(s) listed below discharge to Casselman River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
011	Y

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	0.75	1.5	1.8

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 10.0 standard units at all times			
Alkalinity must exceed acidity at all times			

*Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500*

**NPDES No. PA0252271 (Mining permit no. 03120103), Neiswonger Construction, Inc.,** 17592 Route 322, Strattanville, PA 16258, new NPDES permit for a bituminous surface mine in Sugarcreek Township, **Armstrong County**, affecting 108.3 acres. Receiving stream(s): unnamed tributaries to Patterson Creek and Buffalo Creek, classified for the following use(s): HQ-TSF. Application received: May 20, 2013.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

**\*\*NDA Option:** The outfalls listed below will be using a non-discharge alternative.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
004 (TP1)	Y	Treatment Facility

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35	70	90
<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>	
005 (TP2)	Y	Treatment Facility	

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.1	2.2	2.75
Manganese (mg/l)	0.7	1.4	1.75
Aluminum (mg/l)	0.6	1.2	1.5
Total Suspended Solids (mg/l)	35	70	90
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The stormwater outfall(s) listed below discharge to Unnamed tributary A to Buffalo Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
001 (SP1)	Y	Sedimentation Pond
002 (SP2)	Y	Sedimentation Pond

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	NA	NA	7.0
Total Settleable Solids (mg/l)	NA	NA	0.5 (ml/l)
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

The stormwater outfall(s) listed below discharge to unnamed tributary to Patterson Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE 003</i>	
(SP3)	Y	Sedimentation Pond	
<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	NA	NA	7.0
Total Settleable Solids (mg/l)	NA	NA	0.5 (ml/l)

**\*\*NOTE:** If this site proposes to use non-discharge (NDA) alternatives, the following language should be substituted for all (NDA) outfalls. If the operator proposes to use NDA for all of the facilities on the proposed site, the reviewer, then, does NOT need to complete the remaining portions of this template.

The outfalls listed below will be using a non-discharge alternative (treatment facilities) and a combination of non-discharge alternatives and non-degrading discharges (sediment ponds):



<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
001 (SP1)	Y	Sedimentation Pond
002 (SP2)	Y	Sedimentation Pond
002 (SP3)	Y	Sedimentation Pond

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200*

**NPDES No. PA-0269549 (Mining Permit No. 17130102), P & N Coal Company, Inc.**, 240 West Mahoning Street, Punxsutawney, PA 15767, new NPDES permit for coal surface mine in Pike Township, **Clearfield County**, affecting 59.0 acres. Receiving stream(s): Unnamed Tributaries to Hartshorn Run and Unnamed Tributary to Anderson Creek, classified for the following use(s): CWF. [Anderson Creek TMDL, Hartshorn Run TMDL and West Branch Susquehanna River TMDL] Application received: January 29, 2013.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfall(s) listed below discharge to: Hartshorn Run

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
SP2	Yes
SP3	Yes

The outfall(s) listed below discharge to: Anderson Creek

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
SP1	Yes
TF1	Yes

**NPDES No. PA-0269557 (Mining Permit No. 17130103), Waroquier Coal Company**, P. O. Box 128, Clearfield, PA 16830, new NPDES permit for coal surface mine in Lawrence Township, **Clearfield County**, affecting 26.0 acres. Receiving stream(s): Orr's Run, classified for the following use(s): CWF. [West Branch Susquehanna River TMDL] Application received: February 11, 2013.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfall(s) listed below discharge to: Orr's Run

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
SP1	Yes
TP1	Yes

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also

available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.**

*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

### WATER OBSTRUCTIONS AND ENCROACHMENTS

*Southwest Region: Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E65-949. Spagnol Enterprises, Inc.**, 3000 Lillian Avenue Murrysville, PA 15668, Municipality of Murrysville, **Westmoreland County**; ACOE Pittsburgh District

Applicant has been given consent to place and maintain fill in approximately 223 linear feet of an unnamed tributary to Turtle Creek (TSF), place fill and maintain fill in approximately 0.63 acre of open water, and place and maintain fill in 0.008 acre of wetland in the Turtle Creek watershed (TSF) for the purpose of constructing a commercial development. To compensate for the open water impact, 0.613 acre of wetland will be created. To compensate for the stream impact, the applicant will improve 1170 lf of stream riparian habitat. The project is located at the intersection of William Penn Highway (US 22) in the Municipality of Murrysville, Westmoreland County, PA (Murrysville, PA quadrangle, N8.6" W: 5.0"; Latitude: 40° 25' 21.5"; Longitude: -79° 39' 37.8")

**E63-647. Washington County Planning Commission**, 100 Beau Street, Suite 701, Washington, PA 15301, Somerset Township, **Washington County**; ACOE Pittsburgh District

Applicant has been given consent to remove the existing 41' long, 14.5' wide, single span, SR 7225 bridge with a 90 degree skew and to construct and maintain a new 55.5' long, 31.2' wide single span bridge with a 77.5 degree skew and minimum 8.8' underclearance over Pigeon Creek (WWF) with a drainage area of 18.1 square miles; fill and maintain 0.035 acre of PEM/PSS wetland; and construct and maintain associated stormwater outfalls. The new bridge is located on an adjacent alignment with the existing bridge. (Ellsworth Pa Quadrangle; N: 20.25 inches; W: 5.5 inches; Latitude 40° 6' 35"; Longitude 80° 2' 23") Somerset Township, Washington County.

*District Oil & Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA 17701*

**E5829-039. Susquehanna Gathering Company 1, LLC**; PO Box 839, New Milford, PA 18834; Harford Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 12 inch diameter and 16 inch diameter natural gas steel gathering line and a temporary timber mat crossing impacting 11,305 square feet (0.26 acre) of PEM wetland (Montrose East, PA Quadrangle; located at N 41° 48' 38" Lat., W -75° 45' 49" Long.),

2) a 12 inch diameter and 16 inch diameter natural gas steel gathering line and a temporary timber mat bridge crossing impacting 54 lineal feet of an unnamed tributary to East Branch of Martins Creek (CWF) (Montrose East, PA Quadrangle; located at N 41° 48' 44" Lat., W -75° 45' 27" Long.).

The project will result in the impact of 54 lineal feet of an unnamed tributary to East Branch of Martins Creek and 0.26 acre of temporary wetlands impacts. The project is all for the purpose of constructing a natural gas pipeline to connect Well Pad 53 to previously permitted gas gathering lines for conveyance to market.

**E5829-045. Susquehanna Gathering Company 1, LLC**; PO Box 839, New Milford, PA 18834; Jackson Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber bridge crossing impacting 65 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF, MF) (Thompson, PA Quadrangle; N 41° 52' 04" Lat., W -75° 36' 14" Long.),

2) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber bridge crossing impacting 53 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF, MF) (Thompson, PA Quadrangle; N 41° 51' 06" Lat., W -75° 36' 12" Long.),

3) an 8 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber bridge crossing impacting 52 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF, MF) (Thompson, PA Quadrangle; N 41° 51' 06" Lat., W -75° 36' 00" Long.),

4) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber bridge crossing impacting 51 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF, MF) (Thompson, PA Quadrangle; N 41° 50' 47" Lat., W -75° 36' 24" Long.),

5) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber bridge crossing impacting 55 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF, MF) (Thompson, PA Quadrangle; N 41° 50' 32" Lat., W -75° 36' 42" Long.),

6) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 3,049 square feet (0.07 acre) of PFO wetland (Thompson, PA Quadrangle; N 41° 52' 14" Lat., W -75° 36' 32" Long.),

7) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 1,742 square feet (0.04 acre) of PFO wetland (Thompson, PA Quadrangle; N 41° 52' 04" Lat., W -75° 36' 14" Long.),

8) a 16 inch diameter waterline, and a temporary timber mat crossing impacting 436 square feet (0.01 acre) of PFO wetland (Thompson, PA Quadrangle; N 41° 51' 06" Lat., W -75° 36' 00" Long.),

9) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 1,742 square feet (0.04 acre) of PSS wetland (Thompson, PA Quadrangle; N 41° 50' 46" Lat., W -75° 36' 24" Long.),

10) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 5,227 square feet (0.12 acre) of PFO wetland (Thompson, PA Quadrangle; N 41° 50' 47" Lat., W -75° 36' 23" Long.),

11) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 4,792 square feet (0.11 acre) of PEM wetland (Thompson, PA Quadrangle; N 41° 50' 31" Lat., W -75° 36' 43" Long.),

12) an 8 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 6,098 square feet (0.14 acre) of PFO wetland (Thompson, PA Quadrangle; N 41° 50' 24" Lat., W -75° 36' 34" Long.),

13) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 7,840 square feet (0.18 acre) of PFO wetland (Thompson, PA Quadrangle; N 41° 50' 05" Lat., W -75° 37' 02" Long.),

14) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 871 square feet (0.02 acre) of PFO wetland (Thompson, PA Quadrangle; N 41° 49' 51" Lat., W -75° 37' 06" Long.),

15) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber bridge crossing impacting 52 lineal feet of an unnamed tributary to Tunkhannock Creek (CWF, MF) (Thompson, PA Quadrangle; N 41° 51' 25" Lat., W -75° 36' 15" Long.).

The project consists of connecting 5 well sites to the Bluestone Pipeline utilizing approximately 5.23 miles of gathering line (1.07 miles of 8" and 4.16 miles of 12") and a 16 inch waterline in Jackson Township, Susquehanna County. The project will result in the impact of 328 lineal feet of unnamed tributaries to Tunkhannock Creek, 0.15 acre of temporary wetland impacts, and 0.62 acre of permanent wetland impacts, all for the purpose of conveying Marcellus Shale natural gas to market. Wetland mitigation is provided in the amount of 0.78 acre for permanent wetland impacts.

**E5829-044. Susquehanna Gathering Company 1, LLC;** PO Box 839, New Milford, PA 18834; Jackson Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber bridge crossing impacting 52 lineal feet of an unnamed tributary to Drinker Creek (CWF, MF) (Susquehanna, PA Quadrangle; N 41° 54' 17" Lat., W -75° 36' 57" Long.),

2) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber bridge crossing impacting 55 lineal feet of an unnamed tributary to Drinker Creek (CWF, MF) (Susquehanna, PA Quadrangle; N 41° 54' 16" Lat., W -75° 36' 57" Long.),

3) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber bridge crossing impacting 89 lineal feet of an unnamed tributary to Drinker Creek (CWF, MF) (Susquehanna, PA Quadrangle; N 41° 54' 10" Lat., W -75° 36' 53" Long.),

4) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 9,148 square feet (0.21 acre) of PEM wetland (Susquehanna, PA Quadrangle; N 41° 54' 5" Lat., W -75° 38' 3" Long.),

5) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 16,988 square feet (0.39 acre) of PEM wetland (Susquehanna, PA Quadrangle; N 41° 54' 6" Lat., W -75° 37' 35" Long.),

6) an 8 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 4,356 square feet (0.10 acre) of PEM wetland (Susquehanna, PA Quadrangle; N 41° 54' 7" Lat., W -75° 37' 33" Long.),

7) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 1,742 square feet (0.04 acre) of PEM wetland (Susquehanna, PA Quadrangle; N 41° 54' 11" Lat., W -75° 37' 24" Long.),

8) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 1,307 square feet (0.03 acre) of PSS wetland (Susquehanna, PA Quadrangle; N 41° 54' 12" Lat., W -75° 37' 23" Long.),

9) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 1,742 square feet (0.04 acre) of PEM wetland (Susquehanna, PA Quadrangle; N 41° 54' 11" Lat., W -75° 37' 24" Long.),

10) a 12 inch diameter natural gas steel gathering line, 16 inch diameter waterline, and a temporary timber mat crossing impacting 1,742 square feet (0.04 acre) of PEM wetland (Susquehanna, PA Quadrangle; N 41° 54' 16" Lat., W -75° 36' 57" Long.),

11) a temporary timber mat crossing impacting 436 square feet (0.01 acre) of PEM wetland (Susquehanna, PA Quadrangle; N 41° 54' 13" Lat., W -75° 36' 56" Long.).

The project consists of constructing, operating, and maintaining approximately 1.99 miles of gathering line and waterline in Jackson Township, Susquehanna County. The project will result in the impact of 196 lineal feet of unnamed tributaries to Drinker Creek, 0.86 acre (37,462 square feet) of temporary wetland impacts, and 0.03 acre (1,307 square feet) of permanent wetland impacts, all for the purpose of conveyance of produced natural gas to market.

#### EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

*Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

ESCGP-1 # ESX13-131-0019

Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins

Address 101 North Main Street

City, State, Zip Athens, PA 18810

County Wyoming County



Township(s) Windham Township  
 Receiving Stream(s) and Classification(s) UNT Susquehanna River (CWF/MF);  
 Secondary: Susquehanna River (WWF/MF)

[Pa.B. Doc. No. 13-1199. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at <http://www.elibrary.dep.state.pa.us>. The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft technical guidance documents.

#### *Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

#### *Changes to Technical Guidance Documents*

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

#### *Draft Technical Guidance—Substantive Revision*

**DEP ID:** 385-2314-001. **Title:** Act 537 Program Guidance; Training Provider Manual for the Pennsylvania Onlot Sewage System Training Program. **Description:** The purpose of this document is to establish uniform procedures and protocol for reviewing and approving third-party provider-based training courses for prerequisite training for sewage enforcement officer (SEO) certification, continuing education of SEOs and for the training of onlot sewage system installers to ensure application of appropriate credit for completed training. This document also provides for uniform procedures and protocols for reviewing and approving conferences as continuing education for sewage enforcement officers. The substantive revisions clarify that the guidance applies to prerequisite training for SEO certification as well as continuing education training for SEOs and training for onlot sewage system installers.

**Written Comments:** Interested persons may submit written comments on this draft technical guidance document by August 5, 2013. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by e-mail, must include the originator's name and address. Written comments should be submitted to Nick Hong, Department of Environmental Protection, Bureau of Point and Non-Point Source Management, Division of Planning and Permits, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 705-0485, [nhong@pa.gov](mailto:nhong@pa.gov).

**Contact:** Questions regarding this draft guidance document should be directed to Nick Hong at (717) 705-0485 or [nhong@pa.gov](mailto:nhong@pa.gov).

**Effective Date:** The proposed guidance document will be effective upon publication as final in the *Pennsylvania Bulletin*.

E. CHRISTOPHER ABRUZZO,  
*Acting Secretary*

[Pa.B. Doc. No. 13-1200. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Modification to Chapter 105 Water Obstruction and Encroachment General Permits and 401 Water Quality Certification for Consistency with Revised Chapter 105 Regulations

The Department of Environmental Protection (Department), under the authority of section 7 of the Dam Safety and Encroachments Act (32 P.S. § 693.7) and 25 Pa. Code Chapter 105, Subchapter L (relating to general permits), is modifying all Chapter 105 Water Obstruction and Encroachment General Permits (GP), including:

GP-1 Fish Habitat Enhancement Structures (3150-PM-BWEW0501)

GP-2 Small Docks and Boat Launching Ramps (3150-PM-BWEW0502)

GP-3 Bank Rehabilitation, Bank Protection and Gravel Bar Removal (3150-PM-BWEW0503)

GP-4 Intake and Outfall Structures (3105-PM-BWEW0504)

GP-5 Utility Line Stream Crossings (3150-PM-BWEW0505)

GP-6 Agricultural Crossings and Ramps (3150-PM-BWEW0506)

GP-7 Minor Road Crossings (3150-PM-BWEW0507)

GP-8 Temporary Road Crossings (3150-PM-BWEW0508)

GP-9 Agricultural Activities (3150-PM-BWEW0509)

GP-10 Abandoned Mine Reclamation (3150-PM-BWEW0510)

GP-11 Maintenance, Testing, Repair, Rehabilitation or Replacement of Water Obstructions and Encroachments (3150-PM-BWEW0511)

GP-15 Private Residential Construction in Wetlands (3150-PM-BWEW0515)

The modifications are minor and are meant to provide consistency with recently revised regulations and fees in 25 Pa. Code Chapter 105 (relating to dam safety and waterway management). Formerly these GPs contain language indicating that no fee is required. The modifications are limited to the fee requirement section of each GP and replace references to "no fee" with references to the fee section in 25 Pa. Code Chapter 105.

The Department published the draft GP language for public comment at 43 Pa.B. 1049 (February 16, 2013). No comments were submitted to the Department during the 60-day public comment period, which concluded on April 18, 2013; therefore, the Department made no additional



changes and provides public notice that the modified GPs previously listed are effective upon the date of this publication.

#### *401 Water Quality Certification*

The projects covered by the modified GPs may also require a Federal license or permit. Section 401(a) of the Clean Water Act (33 U.S.C.A. § 1341(a)) requires that any applicant for a Federal license or permit to conduct any activity which may result in any discharge into the waters of the United States to provide the Federal licensing or permitting agency a certificate from the state in which the discharge will originate that the discharge will comply with applicable provisions of The Clean Water Act as well as applicable state law related to water quality protection.

The Department, by this notice, certifies that the activities authorized by these GPs comply with the applicable provisions of sections 301—303, 306 and 307 of the Clean Water Act (33 U.S.C.A. §§ 1311—1313, 1316 and 1317). The Department further certifies that these activities comply with applicable State laws related to water quality protection and standards provided that the construction, operation and maintenance comply with the criteria and conditions of the permit.

This certification is further subject to the following conditions:

1. Prior to beginning any activity covered by the GP, the applicant must obtain all other necessary permits or approvals from the Department, including, but not limited to, those required under The Clean Streams Law (35 P. S. §§ 691.1—691.1001), the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and the regulation promulgated thereunder including 25 Pa. Code Chapters 91, 92a, 93, 95, 102 and 105.

2. Fill material cannot contain wastes as defined in the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The Department is also providing notice that it is deleting Appendices A—J and O in 25 Pa. Code Chapter 105 contained on pages 105-125 to 105-268. Appendices A—J and O are older versions of General Permits 1-10 and 15. The text of General Permits will remain available on the Department's web site.

Copies of the modified GPs may be obtained by contacting the Department of Environmental Protection, Bureau of Waterways Engineering and Wetlands, Division of Wetlands, Encroachments and Training, P. O. Box 8460, Harrisburg, PA 17105-8460. Persons with a disability may obtain these documents by contacting the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). Copies of the modified GPs are also available on the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us), Select: Permits, Licensing & Certifications, Select: Program-Specific Permit/Authorization Packages, Select: Water Management, Select: Water Obstruction and Encroachment and Wetlands, Select: General Permits, then navigate to the folder for the GP.

E. CHRISTOPHER ABRUZZO,  
*Acting Secretary*

[Pa.B. Doc. No. 13-1201. Filed for public inspection July 5, 2013, 9:00 a.m.]

#### **Pennsylvania Small Business Advantage Grant Availability**

The Department of Environmental Protection (Department) announces the availability of \$1 million of grant funding in the 10th year of the Commonwealth's Advantage Grant Program (Program) for small business pollution prevention and energy efficiency projects. Small Business Advantage is a first-come, first-served grant program providing up to 50% reimbursement grants to a maximum of \$9,500 to enable small businesses in this Commonwealth to adopt or acquire energy efficient or pollution prevention equipment or processes. Well designed energy efficiency or pollution prevention projects can help small businesses cut costs and reduce the risk of potential regulatory impacts while simultaneously protecting the environment.

An eligible applicant must be a for-profit small business owner whose business or facility is located within this Commonwealth. All Commonwealth small businesses are eligible, including manufacturers, retailers, service providers, mining businesses and agricultural concerns. The project to which the grant will apply must be located within the applicant's Commonwealth facility.

For a copy of the application or to review the Program's administrative requirements, contact the DEP Grants Center at (717) 705-5400 or on the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) click "Energy," and then click "Small Business Ombudsman's Office." To ask a technical question concerning a project, write to [epadvantagegrant@pa.gov](mailto:epadvantagegrant@pa.gov) before submitting an application.

Applications may be submitted after Monday, July 8, 2013, and must be postmarked or hand delivered before 4 p.m. on September 6, 2013. Faxes or other electronic submissions will not be accepted.

Completed applications can be mailed to the Department at DEP Grants Center, P. O. Box 8776, Harrisburg, PA 17105-8776; hand-delivered or sent by other shipping services to DEP Grants Center, 15th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101-2301. The application package contains the materials and instructions necessary for applying for the Small Business Advantage Grant.

E. CHRISTOPHER ABRUZZO,  
*Acting Secretary*

[Pa.B. Doc. No. 13-1202. Filed for public inspection July 5, 2013, 9:00 a.m.]

## **DEPARTMENT OF GENERAL SERVICES**

### **Real Estate for Sale Philadelphia County**

The Department of General Services (Department) will accept bids for the purchase of the former Eastern Pennsylvania Psychiatric Institute that consists of 13.867 acres of land and a building, which is located at 3200 Henry Avenue in the City of Philadelphia, Philadelphia County. Bids are due Wednesday, October 23, 2013. Interested parties wishing to receive a copy of Solicitation

No. 94483 should view the Department's web site at [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or call Michael Showers (717) 772-8842.

SHERI PHILLIPS,  
*Secretary*

[Pa.B. Doc. No. 13-1203. Filed for public inspection July 5, 2013, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Approved Prearrest and Evidential Breath Testing Devices

The Department of Health (Department) has statutory authority to approve both prearrest and evidential breath testing devices for use by law enforcement officials to determine the alcohol content of blood by analysis of a person's breath. This notice contains the combined approved lists of prearrest breath testing devices and evidential breath testing devices.

#### *Prearrest breath testing devices*

The Department approves prearrest breath testing devices as required under 28 Pa. Code §§ 5.101—5.104 (relating to equipment to determine blood alcohol content under the Vehicle Code and the Fish and Boat Code). Authority to promulgate these regulations is contained in the Vehicle Code, 75 Pa.C.S. § 1547(k) (relating to chemical testing to determine amount of alcohol or controlled substance), the Fish and Boat Code, 30 Pa.C.S. § 5125(k) (relating to chemical testing to determine amount of alcohol or controlled substance), the Game and Wildlife Code, 34 Pa.C.S. § 2502(j) (relating to chemical test to determine amount of alcohol) and section 2102(g) of The Administrative Code of 1929 (71 P. S. § 532(g)).

Prearrest breath testing devices approved under this authority may be used by police officers, waterways patrolmen and officers enforcing the Vehicle Code, the Fish and Boat Code and the Game and Wildlife Code in conducting preliminary determinations of the alcohol content of blood of persons suspected of driving, boating, hunting or furtaking, while under the influence of alcohol. Officers and patrolmen use these devices to assist them in determining whether or not a person should be placed under arrest for violation of 75 Pa.C.S. § 3802 (relating to driving under influence of alcohol or controlled substance), for violation of 30 Pa.C.S. § 5502 (relating to operating watercraft under influence of alcohol or controlled substance), for violation of 34 Pa.C.S. § 2501 (relating to hunting or furtaking prohibited while under influence of alcohol or controlled substance) or for any other criminal offense under the Vehicle Code, the Fish and Boat Code or the Game and Wildlife Code which involves operating a vehicle or boat, hunting or furtaking while under the influence of alcohol.

The National Highway Traffic Safety Administration (NHTSA) of the United States Department of Transportation published model specifications for Screening Devices to Measure Alcohol in Bodily Fluids at 59 FR 39382 (August 2, 1994). These specifications established performance criteria and methods for testing alcohol screening devices to measure alcohol content. The NHTSA established these specifications to support state laws and the United States Department of Transportation's workplace alcohol testing program. The Department has elected to use the NHTSA criteria for approving devices for the

prearrest testing of a person's breath to determine the alcohol content of the person's blood.

The NHTSA published its first Conforming Products List (CPL) for screening devices at 59 FR 61923 (December 2, 1994), with corrections at 59 FR 65128 (December 16, 1994), identifying the devices that meet the NHTSA's Model Specifications for Screening Devices to Measure Alcohol in Bodily Fluids. Thereafter, the NHTSA updated the CPL at 60 FR 42214 (August 15, 1995), 66 FR 22639 (May 4, 2001), 70 FR 54972 (September 19, 2005), with corrections at 70 FR 72502 (December 5, 2005) and 72 FR 4559 (January 31, 2007).

The NHTSA published revised Model Specifications for Screening Devices to Measure Alcohol in Bodily Fluids at 73 FR 16956 (March 31, 2008). These specifications removed from use interpretive screening devices (ISDs) because ISDs did not provide an unambiguous test result. These specifications also removed from use the Breath Alcohol Sample Simulator as it is not necessary for testing breath alcohol screening devices. All other performance criteria and test methods were maintained. The NHTSA published an additional update to the CPL at 74 FR 66398 (December 15, 2009). The current list was published at 77 FR 35745 (June 14, 2012).

The list at 77 FR 35745 added the following nine alcohol screening devices that have been evaluated and found to conform to the Model Specifications for Screening Devices to Measure Alcohol in Bodily Fluids.

(1) AK Solutions USA, LLC, submitted the AlcoMate SafeGuard (Model AL-2500, aka: AlcoScan AL-2500) alcohol screening device. This is a handheld, battery powered device with a semiconductor sensor.

(2) Alcohol Countermeasure Systems Corp., submitted the DRIVESAFE alcohol screening device. This is a handheld, battery powered device with a fuel cell sensor.

(3) KHN Solutions, LLC, submitted two screening devices for testing. Their trade names are: BACTRACK Element and the BACTRACK S75 Pro. Both devices are handheld, battery powered with fuel cell sensors.

(4) PAS Systems International, Inc. submitted the Alcovisor MARS screening device. This is a handheld, battery powered device with a fuel cell sensor.

(5) Q3 Innovations, Inc. submitted the CA2010 screening device. This is a handheld, battery powered device with a semiconductor sensor.

(6) Skyfine, Inc. Ltd. submitted three devices (AT577, AT578 and AT579). All three devices are hand-held, battery-powered, and use fuel cell sensors. The AT578 is also distributed by Express Diagnostics, Int'l, Blue Earth, Minnesota under the trade name of AlcoCheck FC90, so it has been listed twice on the CPL, once under each of its distributors/manufacturers.

All of the previously listed devices meet the NHTSA Model Specifications for Screening Devices to Measure Alcohol in Bodily Fluids.

#### *Evidential breath testing devices*

The Department approves evidential breath testing devices under the authority of the Motor Vehicle Code (75 Pa.C.S. § 1547(c)(1)), the Fish and Boat Code (30 Pa.C.S. § 5125(c)(1)) and the Game and Wildlife Code (34 Pa.C.S. § 2502(c)).

Evidential breath testing devices approved under this notice may be used by law enforcement officials to obtain test results which will be admissible in evidence in any summary or criminal proceeding in which the defendant

is charged with a violation of 75 Pa.C.S. § 3802 or any other violation of the Vehicle Code arising out of the same action or 30 Pa.C.S. § 5502 or any other violation of the Fish and Boat Code arising out of the same action or 34 Pa.C.S. § 2501 or any other violation of the Game and Wildlife Code arising out of the same action.

The NHTSA published the Standards for Devices to Measure Breath Alcohol at 38 FR 30459 (November 5, 1973). A Qualified Products List of Evidential Breath Measurement Devices comprised of instruments that met this standard was first issued at 39 FR 41399 (November 21, 1974).

The NHTSA converted this standard to Model Specifications for Evidential Breath Testing Devices (Model Specifications) and published a CPL of instruments that were found to conform to the Model Specifications as Appendix D to that notice at 49 FR 48854 (December 14, 1984). Those instruments are identified in this notice with an asterisk.

The NHTSA published a notice to amend the Model Specifications at 58 FR 48705 (September 17, 1993) and to update the CPL. That notice changed the alcohol concentration levels at which instruments are evaluated for precision and accuracy, from 0.000, 0.050, 0.101 and 0.151 BAC, to 0.000, 0.020, 0.040, 0.080 and 0.160 BAC, respectively. It also included a test for the presence of acetone and an expanded definition of alcohol to include other low molecular weight alcohols, for example methyl or isopropyl. Since that time, the CPL has been annotated to indicate which instruments have been determined to meet the Model Specifications published in 1984 and which have been determined to meet the Model Specifications, as revised and published in 1993. Thereafter, NHTSA has periodically updated the CPL with those breath instruments found to conform to the Model Specifications.

The list of evidential breath testing devices contains updates to the CPL published at 77 FR 35747 (June 14, 2012) for instruments that conform to the Model Specifications for Evidential Breath Alcohol Measurement Devices at 58 FR 48705 (September 17, 1993). The June 14, 2012 Federal Register added nine new instruments that have been evaluated and found to conform to the Model Specifications, as amended on September 17, 1993, for mobile and non-mobile use. In alphabetical order by company, they are:

1) The "SAFIR Evolution" manufactured by Alcohol Countermeasure Systems, Corp. Toronto, Ontario, Canada. This is a hand-held instrument intended for use in stationary or mobile operations. It uses an infrared sensor and powered by internal batteries.

2) The "Intoxilyzer 600" manufactured by CMI, Inc., Owensboro, KY. This is a hand-held instrument intended for use in stationary or mobile operations. It uses a fuel cell sensor and powered by an internal battery. The Intoxilyzer 600 is also distributed as the Alcolmeter 600 by Lion Laboratories outside the United States, so it has been listed twice on the CPL, once under each of its distributors/manufacturers.

3) The "Guth 38" manufactured by Guth Laboratories, Inc., Harrisburg, PA. This is a hand-held instrument intended for use in stationary or mobile operations. It uses a fuel cell sensor and is powered by internal batteries.

4) The "Alco-Sensor V XL" manufactured by Intoximeters, Inc., St. Louis, MO. This is a hand-held

instrument intended for use in stationary or mobile operations. It uses a fuel cell sensor and is powered by internal batteries.

5) The "LifeGuard Pro" manufactured by Lifeloc Technologies, Inc., Wheat Ridge, CO. This is a hand-held instrument intended for use in stationary or mobile operations. It uses a fuel cell sensor and is powered by internal batteries.

6) The "DataMaster DMT with fuel cell option series number (SN) 555555" and the "DataMaster DMT with fuel cell option series number (SN) 100630" manufactured by National Patent Analytical Systems, Inc., Mansfield, OH. These instruments can be used in stationary and mobile operations. These instruments use both infrared and fuel cell sensors. These instruments can be powered by either 110 volts alternate current or 12 volts direct current.

7) The "Alcovisor Jupiter" and the "Alcovisor Mercury" manufactured by PAS International, Fredericksburg, VA. These are hand-held instruments intended for use in stationary or mobile operations. Both instruments use a fuel cell sensor and are powered by internal batteries.

The June 14, 2012 CPL update also removes four instruments no longer supported by the manufacturer and makes one minor change. The following instruments, manufactured by Lifeloc Technologies, Inc., Wheat Ridge, CO, are being removed from the CPL because these instruments were determined to be obsolete:

- 1) PBA 3000B.
- 2) PBA 3000-P.
- 3) PBA 3000 C.
- 4) Alcohol Data Sensor.

These instruments are no longer manufactured, in use or being maintained by the manufacturer.

The CPL update also includes a change of address for Alcohol Countermeasure Systems Corp., from Mississauga, Ontario, Canada to Toronto, Ontario, Canada.

The NHTSA also evaluates equipment to determine if it must be operated at fixed locations (that is, nonmobile equipment) or can be transported to nonfixed operational sites in the field (mobile equipment). Most equipment on the following list is approved for mobile and nonmobile operation. The instruments on the list not marked with an asterisk meet the specifications for use as prearrest or evidentiary breath testing devices. The instruments on the list marked with an asterisk may be used as evidentiary devices for blood alcohol concentrations at or above 0.050%. These instruments may also be used as prearrest breath testing devices if they are approved for mobile operations. However, these instruments may not be used for making arrests under the Vehicle Code, the Fish and Boat Code or the Game and Wildlife Code where blood alcohol concentrations below 0.050% must be determined. Nonmobile devices can only be used as evidentiary testing instruments since they are not portable. Before purchasing breath testing devices, law enforcement officials should consult with the manufacturer of the equipment they intend to purchase to verify that the devices can be used for their intended purposes.

Law enforcement agencies should determine that an approved training program in the use of the equipment is available in accordance with the previously referenced statutes before purchasing any of the devices contained on this list. Law enforcement agencies that plan to utilize a device that does not appear on the following list should



contact the manufacturer of the equipment to verify that it has been evaluated by the NHTSA and found to meet the NHTSA's performance requirements. If a device is approved by the NHTSA after the date of this publication, the manufacturer of the device will need to forward documentation of the NHTSA acceptability to Dr. James R. Lute at the following address so that the Department has information sufficient to enable it to include the device in the next revision of this notice in the *Pennsylvania Bulletin*.

Some of the devices included in this notice are listed under the name of more than one manufacturer due to the fact that the name of the manufacturer has changed or the right to produce a device has been transferred to a different company. In these instances, the device is listed under the name of every company that was ever associated with the device to allow law enforcement agencies to continue using devices bearing the name of a previous manufacturer.

To facilitate accessibility to information concerning

breath alcohol testing devices which are approved for law enforcement purposes in this Commonwealth, the Department will publish revisions of this list of equipment semiannually as notices in the *Pennsylvania Bulletin*. This practice was implemented in 2009 and will proceed even if an updated conforming products list has not appeared in the *Federal Register* since the Department's last annual publication of approved breath testing devices.

Questions regarding this list should be directed to Dr. James R. Lute, Assistant Bureau Director, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) may contact Dr. Lute at the previously referenced address or phone number. Persons who are speech or hearing impaired may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

### CONFORMING PRODUCTS LIST OF ALCOHOL SCREENING DEVICES

Distributors/Manufacturers	Devices
AK Solutions, USA, LLC., Palisades Park, New Jersey <sup>1</sup> . . . . .	<ul style="list-style-type: none"> <li>• AlcoScan AL—2500.</li> <li>• SafeMate.<sup>2</sup></li> <li>• SafeDrive.</li> <li>• AlcoMate.<sup>3</sup> (aka: AlcoHAWK Pro by Q3 Innovations).</li> <li>• AlcoMate Accu Cell AL-9000.</li> <li>• AlcoMate Pro.<sup>3</sup></li> <li>• AlcoMate Core.<sup>4</sup></li> <li>• AlcoMate Premium AL-7000, with replaceable Premium Sensor Modules (SM-7000).<sup>4 5</sup></li> <li>• AlcoMate Prestige AL-6000, with replaceable Prestige Sensor Modules (SM-6000).<sup>4 6</sup></li> <li>• AlcoMate SafeGuard (Model AL-2500, aka: AlcoScan AL-2500).</li> </ul>
Alco Check International, Hudsonville, Michigan . . . . .	Alco Check 3000 D.O.T. <sup>7</sup> Alco Check 9000. <sup>7</sup>
Akers Biosciences, Inc., Thorofare, New Jersey . . . . .	Breath Alcohol ✓ .02 Detection System. <sup>8</sup>
Alcohol Countermeasure Systems Corp., Toronto, Ontario, Canada . . . . .	DRIVESAFE.
BAC Solutions, Inc., Birmingham, Michigan . . . . .	BACmaster.
B.E.S.T. Labs., Boardman, Ohio . . . . .	PB 9000e.
Chematics, Inc., North Webster, Indiana . . . . .	ALCO-SCREEN 02 <sup>TM9</sup> .
CMI, Inc., Owensboro, Kentucky . . . . .	Intoxilyzer 500 (aka: Alcometer 500—Lion Laboratories).
Express Diagnostics Int'l, Inc., Blue Earth, Minnesota . . . . .	AlcoCheck FC90 (aka: AT578 by Skyfine).
First Innovative Technology Group, Ltd., Hong Kong . . . . .	AAT198—Pro.
Guth Laboratories, Inc., Harrisburg, Pennsylvania . . . . .	<ul style="list-style-type: none"> <li>• Alco Tector Mark X.</li> <li>• Mark X Alcohol Checker.</li> <li>• Alcotector WAT89EC-1.</li> <li>• Alcotector WAT90.</li> </ul>
Han International Co., Ltd., <sup>2</sup> Seoul, Korea . . . . .	A.B.I. (Alcohol Breath Indicator) (aka: AlcoHAWK ABI by Q3 Innovations).
KHN Solutions, LLC, San Francisco, California . . . . .	<ul style="list-style-type: none"> <li>• BACTRACK Select S50.10</li> <li>• BACTRACK Select S80.10</li> <li>• BACTRACK Element.</li> <li>• BACTRACK S 75 Pro.</li> </ul>
Lion Laboratories, Ltd., Wales, United Kingdom . . . . .	Alcometer 500 (aka: Intoxilyzer 500—CMI, Inc.).
OraSure Technologies, Inc., Bethlehem, Pennsylvania . . . . .	Q.E.D. A150 Saliva Alcohol Test.



Distributors/Manufacturers	Devices
PAS Systems International, Inc., Fredericksburg, Virginia . .	<ul style="list-style-type: none"> <li>• PAS Vr.</li> <li>• Alcovisor MARS.</li> </ul>
Q3 Innovations, Inc., Independence, Iowa . . . . .	<ul style="list-style-type: none"> <li>• AlcoHAWK Precision.</li> <li>• AlcoHAWK Slim.</li> <li>• AlcoHAWK Slim 2.</li> <li>• AlcoHAWK Elite.</li> <li>• AlcoHAWK ABI (aka: A.B.I. (Alcohol Breath Indicator) by Han Intl.).</li> <li>• AlcoHAWK Micro.</li> <li>• AlcoHAWK PRO (aka: AlcoMate by AK Solutions).</li> <li>• AlcoHAWK PT 500.</li> <li>• CA2010.</li> </ul>
Repco Marketing, Inc., Raleigh, North Carolina . . . . .	Alco Tec III.
Seju Engineering Co., Taejeon, Korea . . . . .	Safe-Slim.
Skyfine Inc., Ltd., Kwai Chung, NT, Hong Kong . . . . .	<ul style="list-style-type: none"> <li>• AT577.</li> <li>• AT578 (aka: AlcoCheck FC90).</li> <li>• AT579.</li> </ul>
Sound Off, Inc., Hudsonville, Michigan . . . . .	Digitox D.O.T. <sup>7</sup>
Varian, Inc., Lake Forest, California . . . . .	On-Site Alcohol. <sup>10</sup>

<sup>1</sup> The AlcoMate was manufactured by Han International of Seoul, Korea, but marketed and sold in the U.S. by AK Solutions.

<sup>2</sup> Manufactured by Seju Engineering, Korea.


<sup>3</sup> Han International does not market or sell devices directly in the U.S. market. Other devices manufactured by Han International are listed under AK Solutions, Inc. and Q3 Innovations, Inc.

<sup>4</sup> Manufactured by Sentech Korea Corp.

<sup>5</sup> These devices utilize replaceable semiconductor detectors. Instead of re-calibrating the device, a new calibrated detector can be installed. The device comes with 4 detectors including the one that was already installed.

<sup>6</sup> These devices utilize replaceable semiconductor detectors. Instead of re-calibrating the device, a new calibrated detector can be installed. This device comes with 5 detectors including the one that was already installed.

<sup>7</sup> While these devices are still being sold, they are no longer manufactured or supported.

<sup>8</sup> The Breath Alcohol  .02 Detection System consists of a single-use disposable breath tube used in conjunction with an electronic analyzer that determines the test result. The electronic analyzer and the disposable breath tubes are lot specific and manufactured to remain calibrated throughout the shelf-life of the device. This screening device cannot be used after the expiration date.

<sup>9</sup> While the ALCO-SCREEN 02™ saliva-alcohol screening device manufactured by Chematics, Inc. passed the requirements of the Model Specifications when tested at 40°C (104°F), the manufacturer has indicated that the device cannot exceed storage temperatures of 27°C (80°F). Instructions to this effect are stated on all packaging accompanying the device. Accordingly, the device should not be stored at temperatures above 27°C (80°F). If the device is stored at or below 27°C (80°F) and used at higher temperatures (that is, within a minute), the device meets the Model Specifications and the results persist for 10-15 minutes. If the device is stored at or below 27°C (80°F) and equilibrated at 40°C (104°F) for an hour prior to sample application, the device fails to meet the Model Specifications. Storage at temperatures above 27°C (80°F), for even brief periods of time, may result in false negative readings.

<sup>10</sup> While this device passed all of the requirements of the Model Specifications, readings should be taken only after the time specified by the manufacturer. For valid readings, the user should follow the manufacturer's instructions. Readings should be taken 1 minute after a sample is introduced at or above 30°C (86°F); readings should be taken after 2 minutes at 18°C—29°C (64.4°F—84.2°F); and readings should be taken after 5 minutes when testing at temperatures at or below 17°C (62.6°F). If the reading is taken before 5 minutes has elapsed under the cold conditions, the user is likely to obtain a reading that underestimates the actual saliva-alcohol level.

#### CONFORMING PRODUCTS LIST OF EVIDENTIAL BREATH MEASUREMENT DEVICES

Manufacturer/Distributor and Model	Mobile	Nonmobile
Alcohol Countermeasure Systems Corp., Toronto, Ontario, Canada:		
Alert J3AD * . . . . .	X	X
Alert J4X.ec . . . . .	X	X

Manufacturer/Distributor and Model	Mobile	Nonmobile
PBA3000C .....	X	X
SAF <sup>IR</sup> Evolution .....	X	X
BAC Systems, Inc., Ontario, Canada:		
Breath Analysis Computer * .....	X	X
CAMEC Ltd., North Shields, Tyne and Ware, England:		
IR Breath Analyzer * .....	X	X
CMI, Inc., Owensboro, Kentucky:		
Intoxilyzer Model:		
200 .....	X	X
200D .....	X	X
240 (aka: Lion Alcolmeter 400+ outside the U.S.) .....	X	X
300 .....	X	X
400 .....	X	X
400PA .....	X	X
600 (aka: Lion Alcolmeter 600 outside the U.S.) .....	X	X
1400 .....	X	X
4011 * .....	X	X
4011A * .....	X	X
4011AS * .....	X	X
4011AS-A * .....	X	X
4011AS-AQ * .....	X	X
4011 AW * .....	X	X
4011A27-10100 * .....	X	X
4011A27-10100 with filter * .....	X	X
5000 .....	X	X
5000 (w/Cal. Vapor Re-Circ.) .....	X	X
5000 (w/ 3/8" ID Hose option) .....	X	X
5000CD .....	X	X
5000CD/FG5 .....	X	X
5000EN .....	X	X
5000 (CAL DOJ) .....	X	X
5000VA .....	X	X
8000 .....	X	X
PAC 1200 * .....	X	X
S-D2 .....	X	X
S-D5 (aka: Lion Alcolmeter SD-5 outside the U.S.) .....	X	X
Draeger Safety, Inc. (aka: National Draeger) Irving, Texas:		
Alcotest Model:		
6510 .....	X	X
6810 .....	X	X
7010 * .....	X	X
7110 * .....	X	X
7110 MKIII .....	X	X
7110 MKIII-C .....	X	X
7410 .....	X	X
7410 Plus .....	X	X

Manufacturer/Distributor and Model	Mobile	Nonmobile
7510 .....	X	X
9510 .....	X	X
Breathalyzer Model:		
900 .....	X	X
900A * .....	X	X
900BG * .....	X	X
7410 .....	X	X
7410-II .....	X	X
EnviteC by Honeywell GmbH, Fond du Lac, Wisconsin:		
AlcoQuant 6020 .....	X	X
Gall's Inc., Lexington, Kentucky:		
Alcohol Detection System—A.D.S. 500 .....	X	X
Guth Laboratories, Inc., Harrisburg, Pennsylvania:		
Alcotector BAC-100 .....	X	X
Alcotector C2H5OH .....	X	X
Guth 38 .....	X	X
Intoximeters, Inc., St. Louis, Missouri:		
Photo Electric Intoximeter * .....	—	X
GC Intoximeter MK II * .....	X	X
GC Intoximeter MK IV * .....	X	X
Auto Intoximeter * .....	X	X
Intoximeter Model:		
3000 .....	X	X
3000 (rev B1) * .....	X	X
3000 (rev B2) * .....	X	X
3000 (rev B2A) * .....	X	X
3000 (rev B2A) w/FM option * .....	X	X
3000 (Fuel Cell) * .....	X	X
3000 D * .....	X	X
3000 DFC * .....	X	X
Alcomonitor .....	—	X
Alcomonitor CC .....	X	X
Alco-Sensor III .....	X	X
Alco-Sensor III (Enhanced with Serial Numbers above 1,200,000) ...	X	X
Alco-Sensor IV .....	X	X
Alco-Sensor IV XL .....	X	X
Alco-Sensor V .....	X	X
Alco-Sensor V XL .....	X	X
Alco-Sensor AZ .....	X	X
Alco-Sensor FST .....	X	X
Intox EC/IR .....	X	X
Intox EC/IR II .....	X	X
Intox EC/IR II (Enhanced with serial number 10,000 or higher) ....	X	X
Portable Intox EC/IR .....	—	X
RBT-AZ .....	X	X
RBT-III .....	X	X

Manufacturer/Distributor and Model	Mobile	Nonmobile
RBT III-A .....	X	X
RBT IV .....	X	X
RBT IV with CEM (cell enhancement module) .....	X	X
Komyo Kitagawa, Kogyo, K.K., Japan:		
Alcolyzer DPA-2 * .....	X	X
Breath Alcohol Meter PAM 101B * .....	X	X
Lifeloc Technologies, Inc., (formerly Lifeloc, Inc.), Wheat Ridge, Colorado:		
LifeGuard Pro .....	X	X
Phoenix .....	X	X
Phoenix 6.0 .....	X	X
EV 30 .....	X	X
FC 10 .....	X	X
FC 20 .....	X	X
Lion Laboratories, Ltd., Cardiff, Wales, United Kingdom:		
Alcolmeter Model:		
300 .....	X	X
400 .....	X	X
400+ (aka: Intoxilyzer 240 in the U.S.) .....	X	X
600 (aka: Intoxilyzer 600 in the U.S.) .....	X	X
SD-2 * .....	X	X
SD-5 (aka: S-D5 in the U.S.) .....	X	X
EBA * .....	X	X
Intoxilyzer Model:		
200 .....	X	X
200D .....	X	X
1400 .....	X	X
5000 CD/FG5 .....	X	X
5000 EN .....	X	X
Luckey Laboratories, San Bernardino, California:		
Alco-Analyzer Model:		
1000 * .....	—	X
2000 * .....	—	X
Nanopuls AB, Uppsala, Sweden:		
Evidenzer .....	X	X
National Patent Analytical Systems, Inc., Mansfield, Ohio:		
BAC DataMaster (with or without the Delta-1 accessory) .....	X	X
BAC Verifier DataMaster (w/ or without the Delta-1 accessory) .....	X	X
DataMaster cdm (w/ or without the Delta-1 accessory) .....	X	X
DataMaster DMT .....	X	X
DataMaster DMT w/ Fuel Cell option SN: 555555 .....	X	X
DataMaster DMT w/ Fuel Cell option SN: 100630 .....	X	X
Omicron Systems, Palo Alto, California:		
Intoxilyzer Model:		
4011 * .....	X	X
4011AW * .....	X	X



Manufacturer/Distributor and Model	Mobile	Nonmobile
PAS International, Fredericksburg, Virginia:		
Mark V Alcovisor .....	X	X
Alcovisor Jupiter .....	X	X
Alcovisor Mercury .....	X	X
Plus 4 Engineering, Minturn, Colorado:		
5000 Plus 4 * .....	X	X
Seres, Paris, France:		
Alco Master .....	X	X
Alcopro .....	X	X
Siemans-Allis, Cherry Hill, New Jersey:		
Alcomat * .....	X	X
Alcomat F * .....	X	X
Smith and Wesson Electronics, Springfield, Massachusetts:		
Breathalyzer Model:		
900 * .....	X	X
900A * .....	X	X
1000 * .....	X	X
2000 * .....	X	X
2000 (non-Humidity Sensor) * .....	X	X
Sound-Off, Inc., Hudsonville, Michigan:		
AlcoData .....	X	X
Seres Alco Master .....	X	X
Seres Alcopro .....	X	X
Stephenson Corp.:		
Breathalyzer 900 * .....	X	X
Tokai-Denshi Inc., Tokyo, Japan:		
ALC-PRO II (U.S.) .....	X	X
U.S. Alcohol Testing, Inc./Protection Devices, Inc., Rancho Cucamonga, California:		
Alco-Analyzer 1000 .....	—	X
Alco-Analyzer 2000 .....	—	X
Alco-Analyzer 2100 .....	X	X
Verax Systems, Inc., Fairport, New York:		
BAC Verifier * .....	X	X
BAC Verifier Datamaster .....	X	X
BAC Verifier Datamaster II * .....	X	X

\*Instruments marked with an asterisk (\*) meet the Model Specifications detailed in 49 FR 48854 (December 14, 1984) (that is, instruments tested at 0.000, 0.050, 0.101 and 0.151 BAC). Instruments not marked with an asterisk meet the Model Specifications detailed in 58 FR 48705 (September 17, 1993), and were tested at BACs = 0.000, 0.020, 0.040, 0.080 and 0.160. All instruments that meet the Model Specifications currently in effect (dated September 17, 1993) also meet the Model Specifications for Screening Devices to Measure Alcohol in Bodily Fluids.

MICHAEL WOLF,  
Secretary

[Pa.B. Doc. No. 13-1204. Filed for public inspection July 5, 2013, 9:00 a.m.]

**Laboratories Approved to Determine Analyses of Blood or Serum or Both for Controlled Substances under The Clinical Laboratory Act, the Vehicle Code, the Fish and Boat Code and the Game and Wildlife Code**

The following laboratories are licensed by the Department of Health (Department) under The Clinical Laboratory Act (35 P.S. §§ 2151—2165) or section 353 of the Federal Clinical Laboratories Improvement Amendments of 1988 (42 U.S.C.A. § 263a), or both, and are currently approved by the Department under 28 Pa.Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of blood and/or serum for the determination of controlled substances. This approval is based on demonstrated proficiency in periodic tests conducted by the Department's Bureau of Laboratories. These laboratories are also approved and designated for purposes of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; and reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance) and the Game and Wildlife Code, 34 Pa.C.S. § 2502 (relating to chemical test to determine amount of alcohol), as qualified to perform the types of services which will reflect the presence of controlled substances or their biotransformation products in blood and/or serum.

Depending upon their capability and performance in proficiency surveys, laboratories are approved to perform screening and/or confirmatory analyses on blood and/or serum. Laboratories approved to perform screening analyses are designated on the approval list by an "S" followed by the letters "B" for blood and/or "Se" for serum. Laboratories approved to screen both blood and serum would therefore have "SBSe" listed after their laboratory name. Laboratories approved to offer confirmatory analyses are designated on the approval list by a "C" followed by the letters "B" for blood and/or "Se" for serum. Laboratories approved to perform confirmatory analyses on both serum and blood would therefore have "CBSe" listed after their laboratory name. Screening analyses provide a presumptive indication that a controlled substance is present. Confirmatory testing is used to substantiate screening results.

Persons seeking forensic blood and/or serum analysis services from any of the listed laboratories should determine that the laboratory employs techniques and procedures acceptable for medicolegal purposes. They should also determine that the director of the facility is agreeable to performing analyses for forensic purposes. Persons seeking the analyses are responsible for specifying the extent to which the presence of a controlled substance is to be verified. That specification should be predicated upon the purpose for which the analysis is being sought.

The Vehicle Code contains a provision in 75 Pa.C.S. § 1547(c)(3)(ii) that permits test results on blood or urine for alcohol or controlled substances to be introduced into evidence at legal proceedings in this Commonwealth if the laboratory is located in another state and is not licensed and approved by the Department to provide these services. This section states that the test results may be admissible into evidence at summary or criminal proceedings in which the defendant is charged with a violation of 75 Pa.C.S. § 3802 (relating to driving under influence of alcohol or controlled substance) if the laboratory that performed the test is licensed by the state in

which the facility is located and licensed under the Clinical Laboratory Improvement Amendments of 1988 (Pub. L. No. 100-578, 102 Stat. 2903). A similar provision appears in the Fish and Boat Code at 30 Pa.C.S. § 5125(c)(3)(ii).

The name or location of a laboratory is sometimes changed but the personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the clinical laboratory permit number does not change. If questions arise about the identity of a laboratory due to a name or location change, the clinical laboratory permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test, the clinical laboratory permit number of the facility at the time the list was prepared is included in the list of approved laboratories above the name of the laboratory.

The list of approved laboratories will be revised approximately semiannually and published in the *Pennsylvania Bulletin*. Questions regarding this list should be directed to Dr. James R. Lute, Assistant Bureau Director, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Dr. Lute at the previously referenced address or phone number. Persons who are speech or hearing impaired may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

30483

AIT LABORATORIES—SBSe, CBSe  
2265 EXECUTIVE DRIVE  
INDIANAPOLIS, IN 46241  
(317) 243-3894

00671

ALLEGHENY COUNTY MED EX DIV OF LAB—SBSe,  
CBSe  
1520 PENN AVENUE, 2ND FLOOR  
PITTSBURGH, PA 15222  
(412) 350-4425

31871

AMERICAN FORENSIC TOXICOLOGY SERVICES—  
SBSe, CBSe  
728 LARKFIELD ROAD  
EAST NORTHPORT, NY 11731  
(631) 923-0166

24997

ATLANTIC DIAGNOSTIC LABORATORIES LLC—SBSe,  
CBSe  
3520 PROGRESS DRIVE UNIT C  
BENSALEM, PA 19020  
(267) 525-2470

31684

BUCKS COUNTY CRIME LABORATORY—SBSe, CBSe  
850 EAGLE BOULEVARD  
WARMINSTER, PA 18974  
(609) 802-7399

00266

DEPT OF PATHOLOGY & LAB MED-HUP—SSe  
3400 SPRUCE STREET  
PHILADELPHIA, PA 19104  
(215) 662-3423

00977

DRUGSCAN INC—SBSe, CBSe  
200 PRECISION ROAD, SUITE 200  
HORSHAM, PA 19044  
(267) 960-3407

24655  
HEALTH NETWORK LABORATORIES—SBSe, CBSe  
2024 LEHIGH STREET  
ALLENTOWN, PA 18103-4798  
(610) 402-8150

20512  
LABCORP OCCUPATIONAL TESTING SER—SBSe,  
CBSe  
1904 ALEXANDER DRIVE PO BOX 12652  
RESEARCH TRIANGLE PARK, NC 27709  
(919) 572-6900

09003  
MAYO CLINIC LABS-ROCHESTER MAIN CAMPUS—  
SSe, CSe  
200 FIRST STREET SW HILTON 530  
ROCHESTER, MN 55905  
(507) 538-6449

05574  
MEDTOX LABORATORIES INC—SBSe, CBSe  
402 COUNTY ROAD D WEST  
ST PAUL, MN 55112  
(651) 286-6217

00504  
NATIONAL MED SVCS INC/DBA NMS LABS—SBSe,  
CBSe  
3701 WELSH ROAD  
WILLOW GROVE, PA 19090  
(215) 657-4900

29741  
NORTHERN TIER RESEARCH—SBSe, CBSe  
1302 MADISON AVE  
DUNMORE, PA 18509  
(570) 209-7913

30984  
OFFICE OF THE DISTRICT ATTORNEY—SSe  
37 E HIGH STREET, FORENSIC LAB  
CARLISLE, PA 17103  
(717) 240-6526

00250  
PARKWAY CLINICAL LABORATORIES—SSe  
3494 PROGRESS DRIVE, SUITE D  
BENSALEM, PA 19020  
(215) 245-5112

31399  
QUEST DIAGNOSTICS—SB, CB  
1777 MONTREAL CIRCLE ES/F1 2  
TUCKER, GA 30084  
(770) 936-5007

01136  
QUEST DIAGNOSTICS NICHOLS INSTITUTE—SBSe,  
CBSe  
14225 NEWBROOK DRIVE PO BOX 10841  
CHANTILLY, VA 20153-0841  
(703) 802-6900

00482  
QUEST DIAGNOSTICS OF PA INC—SBSe, CBSe  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7600

25461  
QUEST DIAGNOSTICS VENTURE LLC—SBSe, CBSe  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7631

00151  
ST JOSEPH QUALITY MEDICAL LAB—SBSe, CBSe  
2500 BERNVILLE ROAD  
READING, PA 19605-9453  
(610) 378-2200

00018  
WBGH COMMONWEALTH HEALTH LAB SVS—SSe  
575 NORTH RIVER STREET  
WILKES-BARRE, PA 18764  
(570) 829-8111

00141  
YORK HOSPITAL—SSe  
1001 SOUTH GEORGE STREET  
YORK, PA 17405  
(717) 851-2345

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1205. Filed for public inspection July 5, 2013, 9:00 a.m.]

### **Laboratories Approved to Determine Blood Alcohol Content under The Clinical Laboratory Act, the Vehicle Code, the Fish and Boat Code and the Game and Wildlife Code**

The following laboratories are licensed by the Department of Health (Department) under The Clinical Laboratory Act (Act) (35 P.S. §§ 2151—2165) and are currently approved by the Department under 28 Pa. Code §§ 5.50 and 5.103 (relating to approval to provide special analytical services; and blood tests for blood alcohol content) to perform alcohol analyses of blood and/or serum and plasma. This approval is based on demonstrated proficiency in periodic tests conducted by the Department's Bureau of Laboratories. These laboratories are also approved and designated under the provisions of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; and reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance) and the Game and Wildlife Code, 34 Pa.C.S. § 2501 (relating to hunting or furtaking while under influence of alcohol or controlled substance) as qualified to perform the types of specialized services which will reflect the presence of alcohol in blood and/or serum and plasma.

The Commonwealth's Vehicle Code at 75 Pa.C.S. § 1547(c)(3)(ii) also permits test results on blood or urine for alcohol or controlled substances to be introduced into evidence in certain legal proceedings in this Commonwealth if the laboratory is located in another state and is not licensed and approved by the Department to provide forensic blood and/or serum and plasma analysis services. This section states that the test results will be admissible into evidence at summary or criminal proceedings in which the defendant is charged with a violation of 75 Pa.C.S. § 3802 (relating to driving under influence of alcohol or controlled substance) or any other violation of the Vehicle Code arising out of the same action if the laboratory that performed the test is licensed to conduct the test by the state in which the facility is located and licensed under the Clinical Laboratory Improvement Amendments of 1988 (Pub.L. No. 100-578, 102 Stat.

2903). A similar provision appears in the Fish and Boat Code at 30 Pa.C.S. § 5125(c)(3)(ii).

Since procedures for determining the alcohol content of serum and plasma are identical and results obtained from serum or plasma derived from a blood sample are the same, laboratories that demonstrate reliability in the determination of alcohol in serum are approved to analyze both serum and plasma for alcohol content.

Persons seeking forensic blood or serum and plasma analysis services, or both, from the following designated laboratories should determine that the laboratory employs techniques and procedures acceptable for forensic purposes and that the director of the facility is agreeable to performing determinations for this purpose.

The name or location of a laboratory is sometimes changed but the personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the clinical laboratory permit number does not change. If questions arise about the identity of a laboratory due to a name or location change, the clinical laboratory permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test, the clinical laboratory permit number of the facility at the time the list was prepared is included in the list of approved laboratories above the name of the laboratory.

The Department's blood alcohol and serum/plasma alcohol proficiency testing programs are approved by the United States Department of Health and Human Services in accordance with the requirements in section 353 the Clinical Laboratory Improvement Amendments of 1988 (42 U.S.C.A. § 263a), and implementing regulations 42 CFR 493.901 and 493.937 (relating to approval of proficiency testing programs; and toxicology), which are administered by the Centers for Medicare and Medicaid Services. Participation in these programs may therefore be used to demonstrate acceptable performance for approval purposes under both Federal and Commonwealth statutes.

The list of approved laboratories will be revised approximately semiannually and published in the *Pennsylvania Bulletin*. Questions regarding this list should be directed to Dr. James R. Lute, Assistant Bureau Director, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

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The symbols S and B indicate the following:

S = approved for serum and plasma analyses

B = approved for blood analyses

SB = approved for serum, plasma and blood analyses

00212  
ABINGTON MEMORIAL HOSPITAL—S  
1200 OLD YORK ROAD  
ABINGTON, PA 19001  
(215) 481-2324

32917  
ACCURATE DIAGNOSTIC LABS, INC—S  
3000 HADLEY ROAD  
SOUTH PLAINFIELD, NJ 07080  
(732) 839-3300

27180  
ADVANCED TOXICOLOGY NETWORK—B  
3560 AIR CENTER COVE, SUITE 101  
MEMPHIS, TN 38118  
(901) 794-5770

00233  
ALBERT EINSTEIN MEDICAL CENTER—S  
5501 OLD YORK RD-LABS-TOWER BLDG GROUND FL  
PHILADELPHIA, PA 19141-3001  
(215) 456-6157

00671  
ALLEGHENY COUNTY MED EX DIV OF LAB—SB  
1520 PENN AVENUE, 2ND FLOOR  
PITTSBURGH, PA 15222  
(412) 350-4425

28233  
ALLEGHENY GENERAL HOSP DEPT OF LAB MED—S  
320 E NORTH AVENUE  
PITTSBURGH, PA 15212  
(412) 359-6886

00077  
ALLEGHENY GENERAL HOSPITAL LAB—S  
1307 FEDERAL STREET  
PITTSBURGH, PA 15212  
(412) 359-6886

00100  
ALLEGHENY VALLEY HOSPITAL LAB—S  
1301 CARLISLE STREET  
NATRONA HEIGHTS, PA 15065  
(724) 224-5100

00119  
ALTOONA REGIONAL HEALTH SYSTEM LAB—S  
620 HOWARD AVENUE  
ALTOONA, PA 16601-4899  
(814) 889-2340

00192  
ARIA HEALTH—S  
380 NORTH OXFORD VALLEY ROAD  
LANGHORNE, PA 19047-8304  
(215) 934-5227

00236  
ARIA HEALTH—S  
FRANKFORD AVE & WAKELING STREET  
PHILADELPHIA, PA 19124  
(215) 831-2068

00341  
ARIA HEALTH—S  
10800 KNIGHTS ROAD  
PHILADELPHIA, PA 19114  
(215) 612-4000

00041  
ARMSTRONG COUNTY MEMORIAL HOSP—S  
1 NOLTE DRIVE  
KITTINGING, PA 16201  
(724) 543-8500

00047  
ASSOCIATED CLINICAL LABORATORIES—SB  
1526 PEACH STREET  
ERIE, PA 16501  
(814) 461-2400

24997  
ATLANTIC DIAGNOSTIC LABORATORIES LLC—SB  
3520 PROGRESS DRIVE UNIT C  
BENSALEM, PA 19020  
(267) 525-2470



00251  
AYER CLINICAL LAB PENNSYLVANIA HOSPITAL—S  
800 SPRUCE STREET  
PHILADELPHIA, PA 19107  
(215) 829-3541

00320  
BARNES KASSON HOSPITAL LAB—S  
400 TURNPIKE STREET  
SUSQUEHANNA, PA 18847  
(570) 853-5059

00001  
BERWICK HOSPITAL LABORATORY—S  
701 EAST 16TH STREET  
BERWICK, PA 18603  
(570) 759-5110

00301  
BHS LABORATORY—S  
ONE HOSPITAL WAY (911 E BRADY STREET)  
BUTLER, PA 16001  
(724) 284-4513

00033  
BRADFORD REGIONAL MEDICAL CENTER—S  
116-156 INTERSTATE PKWY  
BRADFORD, PA 16701-0218  
(814) 362-8247

00296  
BRANDYWINE HOSPITAL—S  
201 REECEVILLE ROAD  
COATESVILLE, PA 19320  
(610) 383-8000

00053  
BROOKVILLE HOSPITAL LAB—S  
100 HOSPITAL ROAD  
BROOKVILLE, PA 15825  
(814) 849-2312

31684  
BUCKS COUNTY CRIME LABORATORY—SB  
850 EAGLE BOULEVARD  
WARMINSTER, PA 18974  
(609) 802-7399

00107  
CANONSBURG GENERAL HOSPITAL—S  
100 MEDICAL BOULEVARD  
CANONSBURG, PA 15317  
(724) 745-3916

00131  
CARLISLE REGIONAL MEDICAL CENTER—S  
361 ALEXANDER SPRING ROAD  
CARLISLE, PA 17015-9129  
(717) 249-1212

00132  
CHAMBERSBURG HOSPITAL DEPT OF  
PATHOLOGY—S  
112 NORTH SEVENTH STREET  
CHAMBERSBURG, PA 17201  
(717) 267-7153

00310  
CHARLES COLE MEMORIAL HOSPITAL—S  
1001 EAST SECOND STREET  
COUDERSPORT, PA 16915  
(814) 274-5510

00198  
CHESTER COUNTY HOSPITAL—S  
701 E MARSHALL ST  
WEST CHESTER, PA 19380  
(610) 431-5182

00227  
CHESTNUT HILL HOSPITAL—S  
DEPARTMENT OF PATHOLOGY  
8835 GERMANTOWN AVENUE  
PHILADELPHIA, PA 19118  
(215) 248-8113

00228  
CHILDRENS HOSP OF PHILADELPHIA—S  
3400 CIVIC CENTER BLVD.  
MAIN BLDG.-5TH FLOOR-ROOM 5135  
PHILADELPHIA, PA 19104  
(215) 590-4446

00329  
CLARION HOSPITAL—S  
1 HOSPITAL DRIVE  
CLARION, PA 16214  
(814) 221-8969

00026  
CLEARFIELD HOSPITAL LABORATORY—S  
809 TURNPIKE AVENUE  
PO BOX 992  
CLEARFIELD, PA 16830  
(814) 768-2280

00005  
COMMUNITY MEDICAL CENTER—S  
1800 MULBERRY STREET  
SCRANTON, PA 18510  
(570) 969-8000

00125  
CONEMAUGH VALLEY MEMORIAL HOSP—SB  
LABORATORY DEPT  
1086 FRANKLIN STREET  
JOHNSTOWN, PA 15905  
(814) 534-3221

00326  
CORY MEMORIAL HOSPITAL—S  
965 SHAMROCK LANE  
CORY, PA 16407  
(814) 664-4641

00201  
CROZER CHESTER MED CENTER—S  
1 MEDICAL CENTER BOULEVARD  
UPLAND, PA 19013  
(610) 447-2000

00209  
CROZER-CHESTER MED CTR-SPRINGFLD—S  
190 WEST SPROUL ROAD  
SPRINGFIELD, PA 19064  
(610) 447-2000

00204  
DELAWARE COUNTY MEMORIAL HOSP—S  
501 NORTH LANSDOWNE AVENUE  
DREXEL HILL, PA 19026-1186  
(610) 284-8100

00266  
DEPT OF PATHOLOGY & LAB MED-HUP—SB  
3400 SPRUCE STREET  
PHILADELPHIA, PA 19104  
(215) 662-3423

00194  
DOYLESTOWN HOSPITAL LABORATORY—S  
595 W STATE STREET  
DOYLESTOWN, PA 18901  
(215) 345-2250

00977  
DRUGSCAN INC—SB  
200 PRECISION ROAD, SUITE 200  
HORSHAM, PA 19044  
(267) 960-3407

00027  
DUBOIS REG MED CTR-WEST UNIT—S  
100 HOSPITAL AVE  
DUBOIS, PA 15801  
(814) 371-2200

00175  
EASTON HOSPITAL LABORATORY—S  
250 SOUTH 21ST ST  
EASTON, PA 18042  
(610) 250-4819

00217  
EINSTEIN MEDICAL CTR MONTGOMERY—S  
559 W GERMANTOWN PIKE  
EAST NORRITON, PA 19401  
(484) 662-1000

00332  
ELLWOOD CITY HOSPITAL—S  
724 PERSHING ST  
ELLWOOD CITY, PA 16117  
(724) 752-0081

00612  
ENDLESS MOUNTAINS HEALTH SYSTEMS—S  
25 GROW AVENUE  
MONTROSE, PA 18801-1103  
(570) 278-3801

00164  
EPHRATA COMMUNITY HOSPITAL—S  
169 MARTIN AVE  
PO BOX 1002  
EPHRATA, PA 17522  
(717) 733-0311

00032  
ERHC ST MARYS LABORATORY—B  
763 JOHNSONBURG RD  
SAINT MARYS, PA 15857  
(814) 788-8525

00181  
EVANGELICAL COMMUNITY HOSPITAL—S  
1 HOSPITAL DRIVE  
LEWISBURG, PA 17837  
(570) 522-2510

00114  
EXCELA HEALTH LATROBE HOSPITAL—S  
ONE MELLON WAY  
LATROBE, PA 15650  
(724) 537-1550

00085  
FORBES REGIONAL HOSPITAL—S  
2570 HAYMAKER ROAD  
MONROEVILLE, PA 15146  
(412) 858-2566

32455  
FORENSIC LABORATORIES—B  
ROCKY MOUNTAIN TOX, LLC  
4895 JOLIET STREET, 7-G  
DENVER, CO 80239  
(720) 287-8111

00115  
FRICK HOSPITAL—S  
508 SOUTH CHURCH STREET  
MOUNT PLEASANT, PA 15666  
(724) 547-1500

00330  
FULTON COUNTY MEDICAL CENTER—S  
214 PEACH ORCHARD ROAD  
MC CONNELLSBURG, PA 17233  
(717) 485-6169

00002  
GEISINGER BLOOMSBURG—S  
549 E FAIR STREET  
BLOOMSBURG, PA 17815  
(570) 387-2124

00173  
GEISINGER MEDICAL LABORATORIES—SB  
100 N ACADEMY AVENUE  
DANVILLE, PA 17822-0131  
(570) 271-6338

00019  
GEISINGER WYOMING VALLEY MED CTR—S  
1000 E MOUNTAIN DRIVE  
WILKES-BARRE, PA 18711  
(570) 808-7845

00122  
GETTYSBURG HOSPITAL LABORATORY—S  
147 GETTYS STREET  
GETTYSBURG, PA 17325  
(717) 337-4120

00152  
GNADEN HUETTEN MEMORIAL HOSP—S  
211 NORTH 12TH STREET  
LEHIGHTON, PA 18235  
(610) 377-7083

00299  
GOOD SAMARITAN HOSPITAL—S  
4TH & WALNUT STS  
PO BOX 1281  
LEBANON, PA 17042-1218  
(717) 270-7986

00196  
GRAND VIEW HOSPITAL—S  
700 LAWN AVE  
SELLERSVILLE, PA 18960  
(215) 453-4528

00061  
GROVE CITY MEDICAL CENTER—S  
631 NORTH BROAD STREET EXT  
GROVE CITY, PA 16127  
(724) 450-7125

00024  
GUTHRIE CLINIC LAB AT TROY COMM—S  
101 ELMIRA STREET  
TROY, PA 16947  
(570) 297-2121

00654  
GUTHRIE CLINIC LABORATORIES—S  
ONE GUTHRIE SQUARE  
SAYRE, PA 18840  
(570) 887-5797

00239  
HAHNEMANN UNIVERSITY HOSPITAL—S  
BROAD & VINE STS MS 113  
PHILADELPHIA, PA 19102  
(215) 762-1783

**3790**

00139  
HANOVER HOSPITAL LABORATORY—S  
300 HIGHLAND AVE  
HANOVER, PA 17331  
(717) 633-2150

00010  
HAZLETON GENERAL HOSPITAL—S  
700 EAST BROAD STREET  
HAZLETON, PA 18201  
(570) 501-4152

00169  
HEALTH NETWORK LABORATORIES—S  
1627 WEST CHEW STREET  
ALLENTOWN, PA 18102  
(610) 402-8150

00549  
HEALTH NETWORK LABORATORIES—S  
1200 SOUTH CEDAR CREST BLVD  
ALLENTOWN, PA 18103  
(610) 402-8150

00600  
HEALTH NETWORK LABORATORIES—S  
2545 SCHOENERSVILLE ROAD  
BETHLEHEM, PA 18017-7384  
(610) 402-8150

24655  
HEALTH NETWORK LABORATORIES—SB  
2024 LEHIGH STREET  
ALLENTOWN, PA 18103-4798  
(610) 402-8150

00166  
HEART OF LANCASTER REGIONAL MEDICAL  
CENTER—S  
1500 HIGHLANDS DRIVE  
LITITZ, PA 17543  
(717) 625-5605

00205  
HERITAGE VALLEY BEAVER—S  
1000 DUTCH RIDGE ROAD  
BEAVER, PA 15009  
(724) 728-7000

00101  
HERITAGE VALLEY SEWICKLEY LAB—S  
720 BLACKBURN RD  
SEWICKLEY, PA 15143  
(412) 741-6600

00103  
HIGHLANDS HOSPITAL—S  
401 EAST MURPHY AVENUE  
CONNELLSVILLE, PA 15425  
(724) 628-1500

00130  
HOLY SPIRIT HOSPITAL—S  
503 N 21ST STREET  
CAMP HILL, PA 17011-2288  
(717) 763-2206

00052  
INDIANA REGIONAL MEDICAL CENTER—S  
835 HOSPITAL ROAD  
PO BOX 788  
INDIANA, PA 15701-0788  
(724) 357-7167

**NOTICES**

00135  
J C BLAIR MEMORIAL HOSPITAL—S  
1225 WARM SPRINGS AVENUE  
HUNTINGDON, PA 16652  
(814) 643-8645

00054  
JAMESON MEMORIAL HOSPITAL—S  
1211 WILMINGTON AVENUE  
NEW CASTLE, PA 16105  
(724) 656-4080

00240  
JEANES HOSPITAL—S  
7600 CENTRAL AVE  
PHILADELPHIA, PA 19111  
(215) 728-2347

00038  
JEFFERSON REGIONAL MED CTR—S  
PO BOX 18119, 565 COAL VALLEY ROAD  
PITTSBURGH, PA 15236  
(412) 469-5723

00200  
JENNERSVILLE REGIONAL HOSPITAL—S  
1015 WEST BALTIMORE PIKE  
WEST GROVE, PA 19390  
(610) 869-1080

00034  
KANE COMMUNITY HOSPITAL—S  
4372 ROUTE 6  
KANE, PA 16735  
(814) 837-4570

01088  
LABCORP OF AMERICA HOLDINGS—SB  
69 FIRST AVENUE  
PO BOX 500  
RARITAN, NJ 08869  
(908) 526-2400

00165  
LANCASTER GENERAL HOSPITAL—S  
555 N DUKE STREET, PO BOX 3555  
LANCASTER, PA 17604  
(717) 544-4331

00167  
LANCASTER REGIONAL MED CENTER—S  
250 COLLEGE AVENUE, PO BOX 3434  
LANCASTER, PA 17604  
(717) 291-8022

00215  
LANSDALE HOSPITAL—S  
100 MEDICAL CAMPUS DRIVE  
LANSDALE, PA 19446  
(215) 481-4933

00138  
LEWISTOWN HOSPITAL—S  
400 HIGHLAND AVENUE  
LEWISTOWN, PA 17044  
(717) 242-7474

00030  
LOCK HAVEN HOSPITAL—S  
24 CREE DRIVE  
LOCK HAVEN, PA 17745  
(570) 893-5000

00193  
LOWER BUCKS HOSPITAL LABORATORY—S  
501 BATH ROAD  
BRISTOL, PA 19007  
(215) 785-9300

00213  
MAIN LINE HEALTH LAB-BRYN MAWR—S  
130 S BRYN MAWR AVENUE  
BRYN MAWR, PA 19010  
(610) 526-3554

00242  
MAIN LINE HOSPITALS LAB-LANKENAU—S  
100 EAST LANCASTER AVENUE  
WYNNEWOOD, PA 19096  
(610) 645-2615

00199  
MAIN LINE HOSPITALS LAB-PAOLI—S  
255 WEST LANCASTER AVENUE  
PAOLI, PA 19301  
(610) 648-1000

00206  
MAIN LINE HOSPITALS LAB-RIDDLE—S  
1068 W BALTIMORE PIKE  
MEDIA, PA 19063  
(610) 891-3339

09003  
MAYO CLINIC LABS-ROCHESTER MAIN CAMPUS—  
SB  
200 FIRST STREET SW HILTON 530  
ROCHESTER, MN 55905  
(507) 538-6449

00049  
MEADVILLE MED CTR-LIBERTY ST—S  
751 LIBERTY STREET  
MEADVILLE, PA 16335  
(814) 336-5000

05574  
MEDTOX LABORATORIES INC—SB  
402 COUNTY ROAD D WEST  
ST PAUL, MN 55112  
(651) 286-6217

00140  
MEMORIAL HOSPITAL CLINICAL LAB—S  
325 S BELMONT STREET  
YORK, PA 17403  
(717) 843-8623

00023  
MEMORIAL HOSPITAL LAB—SB  
91 HOSPITAL DRIVE  
TOWANDA, PA 18848  
(570) 265-2191

00203  
MERCY FITZGERALD HOSPITAL—S  
1500 LANSDOWNE AVENUE  
DARBY, PA 19023  
(610) 237-4262

00247  
MERCY HEALTH LAB/MHOP—S  
501 S 54TH STREET  
PHILADELPHIA, PA 19143  
(215) 748-9181

00219  
MERCY HEALTH LAB/MSH—S  
2701 DEKALB PIKE  
EAST NORRITON, PA 19401  
(610) 278-2078

28436  
METHODIST DIV TJUH CLINICAL LAB—S  
2301 SOUTH BROAD STREET  
PHILADELPHIA, PA 19148  
(215) 952-9057

00231  
MEYERSDALE MEDICAL CENTER LABORATORY—S  
200 HOSPITAL DR  
MEYERSDALE, PA 15552  
(814) 634-5911

00269  
MID-VALLEY HOSPITAL—S  
1400 MAIN STREET  
PECKVILLE, PA 18452  
(570) 383-5520

00128  
MINERS MEDICAL CENTER—S  
290 HAIDA AVENUE  
PO BOX 689  
HASTINGS, PA 16646  
(814) 247-3200

00108  
MONONGAHELA VALLEY HOSPITAL INC—S  
1163 COUNTRY CLUB ROAD  
MONONGAHELA, PA 15063  
(724) 258-1021

00007  
MOSES TAYLOR HOSPITAL—S  
700 QUINCY AVENUE  
SCRANTON, PA 18510  
(570) 340-2100

00214  
MOSS REHAB EINSTEIN AT ELKINS PARK—S  
60 EAST TOWNSHIP LINE ROAD ATTN: LAB  
ELKINS PARK, PA 19027  
(215) 456-6150

00025  
MOUNT NITTANY MEDICAL CENTER—S  
1800 EAST PARK AVENUE  
STATE COLLEGE, PA 16803  
(814) 234-6117

00035  
MUNCY VALLEY HOSPITAL—S  
215 EAST WATER ST  
MUNCY, PA 17756  
(570) 546-8282

00304  
NASON HOSPITAL—S  
105 NASON DRIVE  
ROARING SPRING, PA 16673  
(814) 224-2141

00504  
NATIONAL MED SVCS INC/DBA NMS LABS—SB  
3701 WELSH ROAD  
WILLOW GROVE, PA 19090  
(215) 657-4900

00248  
NAZARETH HOSPITAL—S  
2601 HOLME AVE  
PHILADELPHIA, PA 19152  
(215) 335-6245

29741  
NORTHERN TIER RESEARCH—SB  
1302 MADISON AVE  
DUNMORE, PA 18509  
(570) 209-7913

30984  
OFFICE OF THE DISTRICT ATTORNEY—SB  
37 E HIGH STREET, FORENSIC LAB  
CARLISLE, PA 17103  
(717) 240-6526



00099  
OHIO VALLEY GENERAL HOSPITAL—S  
25 HECKEL RD  
MCKEES ROCKS, PA 15136  
(412) 777-6161

00334  
PALMERTON HOSPITAL—SB  
135 LAFAYETTE AVENUE  
PALMERTON, PA 18071  
(610) 826-1100

31516  
PAML LLC—SB  
611 N PERRY, BLDG II SUITE 100  
SPOKANE, WA 99202  
(509) 755-8645

00258  
PENN PRESBYTERIAN MEDICAL CENTER—S  
51 NORTH 39TH ST DEPT OF PATH & LAB  
PHILADELPHIA, PA 19104-2640  
(215) 662-3435

00316  
PENN STATE MILTON S HERSHEY MED CTR—S  
500 UNIVERSITY DRIVE  
DEPT OF PATHOLOGY & LAB MEDICINE  
HERSHEY, PA 17033  
(717) 531-8353

22533  
PENNSYLVANIA DEPT OF HEALTH—SB  
110 PICKERING WAY  
EXTON, PA 19341  
(610) 280-3464

31869  
PERLL DIAGNOSTICS INC—S  
5010 RITTER ROAD  
SUITE 104  
MECHANICSBURG, PA 17055  
(570) 394-2776

00197  
PHOENIXVILLE HOSPITAL LABORATORY—S  
140 NUTT ROAD DEPT OF PATHOLOGY  
PHOENIXVILLE, PA 19460-0809  
(610) 983-1612

00157  
PINNACLE HEALTH AT COMMUNITY GENERAL  
HOSPITAL—S  
4300 LONDONDERRY ROAD  
PO BOX 3000  
HARRISBURG, PA 17109  
(717) 782-3340

00155  
PINNACLE HEALTH AT HARRISBURG HOSPITAL  
LAB—SB  
100 SOUTH 2ND STREET  
HARRISBURG, PA 17101  
(717) 782-3340

00022  
POCONO MEDICAL CENTER LAB—SB  
206 EAST BROWN STREET  
EAST STROUDSBURG, PA 18301  
(570) 476-3544

00221  
POTTSTOWN HOSPITAL COMPANY, LLC—S  
1600 EAST HIGH STREET  
POTTSTOWN, PA 19464  
(610) 327-7130

00300  
PUNXSUTAWNEY AREA HOSPITAL—S  
81 HILLCREST DRIVE  
PUNXSUTAWNEY, PA 15767  
(814) 938-1820

22715  
QUEST DIAGNOSTICS—SB  
10101 RENNER BOULEVARD  
LENEXA, KS 66219-9752  
(913) 888-1770

31399  
QUEST DIAGNOSTICS—SB  
1777 MONTREAL CIRCLE ES/F1 2  
TUCKER, GA 30084  
(770) 936-5007

27461  
QUEST DIAGNOSTICS INC—SB  
400 EGYPT ROAD  
NORRISTOWN, PA 19403  
(610) 631-4219

01136  
QUEST DIAGNOSTICS NICHOLS INSTITUTE—SB  
14225 NEWBROOK DRIVE  
PO BOX 10841  
CHANTILLY, VA 20153-0841  
(703) 802-6900

22376  
QUEST DIAGNOSTICS NICHOLS INSTITUTE OF  
VALENCIA—S  
27027 TOURNEY ROAD  
VALENCIA, CA 91355  
(661) 799-6543

00482  
QUEST DIAGNOSTICS OF PA INC—SB  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7600

25461  
QUEST DIAGNOSTICS VENTURE LLC—SB  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7631

00150  
READING HOSPITAL & MEDICAL CTR—S  
6TH AND SPRUCE STREETS  
WEST READING, PA 19611  
(484) 628-8615

00336  
REGIONAL HOSPITAL OF SCRANTON—S  
746 JEFFERSON AVENUE  
SCRANTON, PA 18510  
(570) 348-7100

32557  
ROBERT WOOD JOHNSON UNIV HOSPITAL AT  
HAMILTON—S  
ONE HAMILTON HEALTHPLACE  
HAMILTON, NJ 08690  
(609) 584-6568

00243  
ROXBOROUGH MEMORIAL HOSPITAL—S  
5800 RIDGE AVE  
PHILADELPHIA, PA 19128  
(215) 487-4394

00171  
SACRED HEART HOSPITAL—S  
4TH & CHEW STS ATTN LAB DEPT  
ALLENTOWN, PA 18102  
(610) 776-4727

00087  
SAINT CLAIR MEMORIAL HOSPITAL—S  
1000 BOWER HILL RD  
PITTSBURGH, PA 15243  
(412) 561-4900

00174  
SAINT LUKES HOSPITAL—S  
801 OSTRUM STREET  
BETHLEHEM, PA 18015  
(610) 954-4558

00328  
SAINT MARY MEDICAL CENTER—S  
LANGHORNE-NEWTOWN RD  
LANGHORNE, PA 19047  
(215) 710-2162

00048  
SAINT VINCENT HEALTH CENTER—S  
232 WEST 25TH STREET  
ERIE, PA 16544  
(814) 452-5386

00182  
SCHUYLKILL MC E NORWEGIAN ST—S  
700 EAST NORWEGIAN STREET  
POTTSVILLE, PA 17901  
(570) 621-4032

00183  
SCHUYLKILL MC S JACKSON ST—SB  
420 SOUTH JACKSON STREET  
POTTSVILLE, PA 17901  
(570) 621-5262

00064  
SHARON REGIONAL HEALTH SYSTEM—S  
740 EAST STATE STREET  
SHARON, PA 16146  
(724) 983-3911

00039  
SOLDIERS & SAILORS MEM HOSP—S  
CENTRAL AVENUE  
WELLSBORO, PA 16901  
(570) 723-0133

00297  
SOMERSET HOSPITAL CENTER FOR HEALTH—S  
225 S CENTER AVENUE  
SOMERSET, PA 15501  
(814) 443-5000

00105  
SOUTHWEST REGIONAL MEDICAL CENTER—S  
350 BONAR AVENUE  
WAYNESBURG, PA 15370  
(724) 627-2608

00260  
ST CHRISTOPHERS HOSP FOR CHILDREN—S  
ERIE AVENUE AT FRONT STREET  
DEPT OF PATHOLOGY & LAB MEDICINE  
PHILADELPHIA, PA 19134  
(215) 427-4207

00151  
ST JOSEPH QUALITY MEDICAL LAB—SB  
2500 BERNVILLE ROAD  
READING, PA 19605-9453  
(610) 378-2200

00261  
ST JOSEPH'S HOSPITAL-DIV NPHS—S  
16TH ST & GIRARD AVENUE  
PHILADELPHIA, PA 19130  
(215) 787-9000

00318  
ST LUKES HOSP ALLENTOWN CAMPUS—S  
1736 HAMILTON STREET  
ALLENTOWN, PA 18104  
(610) 628-8724

00180  
ST LUKES MINERS MEMORIAL HOSPITAL—S  
360 WEST RUDDLE STREET  
PO BOX 67  
COALDALE, PA 18218  
(570) 645-8271

00195  
ST LUKES QUAKERTOWN HOSPITAL—S  
1021 PARK AVENUE  
QUAKERTOWN, PA 18951  
(215) 538-4681

32021  
ST. LUKES HOSPITAL-ANDERSON LAB—S  
1872 RIVERSIDE CIRCLE  
EASTON, PA 18045  
(484) 503-1075

00094  
SUBURBAN CLINICAL LABORATORY—S  
100 SOUTH JACKSON AVENUE  
BELLEVUE, PA 15202  
(412) 734-6020

00207  
TAYLOR HOSPITAL DIV OF CCMC—S  
175 EAST CHESTER PIKE  
RIDLEY PARK, PA 19078  
(610) 595-6450

00235  
TEMPLE UNIV HOSPITAL EPISCOPAL CAMPUS—S  
100 EAST LEHIGH AVENUE  
PHILADELPHIA, PA 19125-1098  
(215) 707-4353

00265  
TEMPLE UNIVERSITY HOSPITAL—S  
3401 N BROAD ST  
DEPT OF PATH & LAB MED-2ND FL. OPB RM 249  
PHILADELPHIA, PA 19140  
(215) 707-4353

00104  
THE UNIONTOWN HOSPITAL LABORATORY—S  
500 WEST BERKELEY STREET  
UNIONTOWN, PA 15401  
(724) 430-5143

00241  
THOMAS JEFFERSON UNIVERSITY HOSP—S  
125 SOUTH 11TH STREET  
204 PAVILLION  
PHILADELPHIA, PA 19107  
(215) 955-3941

00051  
TITUSVILLE AREA HOSPITAL—S  
406 WEST OAK STREET  
TITUSVILLE, PA 16354  
(814) 827-1851

32914

TRIDENT LABORATORIES, INC—SB  
6011 RODMAN STREET #107  
HOLLYWOOD, FL 33023  
(954) 304-1293

00313

TYLER MEMORIAL HOSPITAL—S  
880 SR 6 W  
TUNKHANNOCK, PA 18657-6149  
(570) 836-4705

00124

TYRONE HOSPITAL—S  
187 HOSPITAL DRIVE  
TYRONE, PA 16686  
(814) 684-6384

00121

UPMC BEDFORD MEMORIAL—S  
10455 LINCOLN HIGHWAY  
EVERETT, PA 15537  
(814) 623-3506

32389

UPMC EAST PATHOLOGY LABORATORY—S  
2775 MOSSIDE BLVD.  
GROUND FLOOR, ROOM 0304  
MONROEVILLE, PA 15146  
(412) 357-3682

00046

UPMC HAMOT—S  
201 STATE STREET  
ERIE, PA 16550  
(814) 877-2463

00059

UPMC HORIZON GREENVILLE—S  
110 NORTH MAIN STREET  
GREENVILLE, PA 16125  
(724) 588-2100

00057

UPMC HORIZON SHENANGO—S  
2200 MEMORIAL DRIVE  
FARRELL, PA 16121  
(724) 981-3500

00098

UPMC MCKEESPORT LABORATORY—S  
1500 FIFTH AVENUE  
MCKEESPORT, PA 15132  
(412) 664-2233

00082

UPMC MERCY DEPT OF LAB MEDICINE—S  
1400 LOCUST STREET  
PITTSBURGH, PA 15219  
(412) 232-7831

00084

UPMC PASSAVANT—S  
9100 BABCOCK BLVD  
PITTSBURGH, PA 15237  
(412) 367-6700

05784

UPMC PASSAVANT LABORATORY CRANBERRY—S  
ONE ST FRANCIS WAY  
CRANBERRY TOWNSHIP, PA 16066  
(724) 772-5370

00083

UPMC PRESBYTERIAN SHADYSIDE CP PUH—S  
UPMC CLINICAL LABORATORY BLDG  
3477 EULER WAY  
OAKLAND, PA 15213  
(412) 647-5855

00091

UPMC SAINT MARGARET HOSPITAL—S  
815 FREEPORT ROAD  
LABORATORY  
PITTSBURGH, PA 15215  
(412) 784-4000

00092

UPMC SHADYSIDE—S  
5230 CENTRE AVENUE  
GROUND FLOOR WEST WING  
PITTSBURGH, PA 15232  
(412) 623-5950

00066

WARREN GENERAL HOSPITAL—S  
2 CRESCENT PARK  
WARREN, PA 16365  
(814) 726-3860

00111

WASHINGTON HOSPITAL—S  
155 WILSON AVE  
WASHINGTON, PA 15301  
(724) 223-3136

00298

WAYNE MEMORIAL HOSPITAL—S  
601 PARK STREET  
HONESDALE, PA 18431  
(570) 253-1300

00133

WAYNESBORO HOSPITAL—S  
501 E MAIN STREET  
WAYNESBORO, PA 17268  
(717) 765-3403

00018

WBGH COMMONWEALTH HEALTH LAB SVS—SB  
575 NORTH RIVER STREET  
WILKES-BARRE, PA 18764  
(570) 829-8111

00095

WESTERN PENNSYLVANIA HOSPITAL—S  
4800 FRIENDSHIP AVE  
PITTSBURGH, PA 15224  
(412) 578-5779

30245

WESTFIELD HOSPITAL MEDICAL CENTER  
LABORATORY—S  
4815 W TILGHMAN STREET  
ALLENTOWN, PA 18104  
(610) 973-8425

00112

WESTMORELAND REGIONAL HOSPITAL—S  
532 W PITTSBURGH STREET  
GREENSBURG, PA 15601  
(724) 832-4365

00037

WILLIAMSPORT REGIONAL MEDICAL CENTER—S  
700 HIGH STREET  
WILLIAMSPORT, PA 17701-3198  
(570) 321-2300

00106  
WINDBER HOSPITAL—S  
600 SOMERSET AVE  
WINDBER, PA 15963  
(814) 467-6611

25064  
WVU HOSPITAL CLINICAL LABS—S  
1 MEDICAL CENTER DR  
PO BOX 8009  
MORGANTOWN, WV 26506-8009  
(304) 598-4241

00141  
YORK HOSPITAL—S  
1001 SOUTH GEORGE STREET  
YORK, PA 17405  
(717) 851-2345

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1206. Filed for public inspection July 5, 2013, 9:00 a.m.]

### **Laboratories Approved to Determine Controlled Substance Content of Urine under The Clinical Laboratory Act, the Vehicle Code, the Fish and Boat Code and the Game and Wildlife Code**

The following laboratories are licensed by the Department of Health (Department) under The Clinical Laboratory Act (35 P.S. §§ 2151—2165) and are currently approved by the Department under 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of urine for the determination of controlled substances or their biotransformation products.

This approval is based on demonstrated proficiency in periodic tests conducted by the Department's Bureau of Laboratories. These laboratories are also approved and designated for purposes of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; and reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance) and the Game and Wildlife Code, 34 Pa.C.S. § 2502 (relating to chemical test to determine amount of alcohol), as qualified to perform the types of services which will reflect the presence of controlled substances or their biotransformation products in urine.

Depending upon their capability and performance in proficiency surveys, laboratories are approved to perform screening and/or confirmatory urine drug analyses. Laboratories approved to perform screening tests only are designated on the approval list by an "S" after the laboratory's name. Laboratories approved to perform confirmatory testing only are designated by a "C" following the laboratory's name. Those approved to perform both screening and confirmatory analyses are designated by the letters "SC." Screening analyses provide a presumptive indication that a controlled substance is present. Confirmatory testing is used to substantiate screening results.

Persons seeking forensic urine drug analysis services from any of the listed laboratories should determine that the laboratory employs techniques and procedures accept-

able for the purpose. They should also determine that the director of the facility is agreeable to performing analyses for that purpose. Persons seeking the analyses are responsible for specifying the extent to which the presence of a controlled substance is to be verified. That specification should be predicated upon the purpose for which the analysis is being sought.

The Commonwealth's Vehicle Code contains a provision in 75 Pa.C.S. § 1547(c)(3)(ii) that permits test results on blood or urine for alcohol or controlled substances to be introduced into evidence at legal proceedings in this Commonwealth if the laboratory is located in another state and is not licensed and approved by the Department to provide these services. This section states that the test results may be admissible into evidence at summary or criminal proceedings in which the defendant is charged with a violation of 75 Pa.C.S. § 3802 (relating to driving under influence of alcohol or controlled substance) or any other violation of the Vehicle Code arising out of the same action if the laboratory that performed the test is licensed by the state in which the facility is located and licensed under the Clinical Laboratory Improvement Amendments of 1988 (Pub. L. No. 100-578, 102 Stat. 2903). A similar provision appears in the Fish and Boat Code at 30 Pa.C.S. § 5125(c)(3)(ii).

The name or location of a laboratory is sometimes changed but the personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the clinical laboratory permit number does not change. If questions arise about the identity of a laboratory due to a name or location change, the clinical laboratory permit number should be used as the primary identifier. To assist in identifying a laboratory that performed a test, the clinical laboratory permit number of the facility at the time the list was prepared is included in the list of approved laboratories above the name of the laboratory.

The list of approved laboratories will be revised approximately semiannually and published in the *Pennsylvania Bulletin*. Questions regarding this list should be directed to Dr. James R. Lute, Assistant Bureau Director, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) may contact Dr. Lute at the previously referenced address or phone number. Persons who are speech or hearing impaired may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

00212  
ABINGTON MEMORIAL HOSPITAL—S  
1200 OLD YORK ROAD  
ABINGTON, PA 19001  
(215) 481-2324

32917  
ACCURATE DIAGNOSTIC LABS, INC—S  
3000 HADLEY ROAD  
SOUTH PLAINFIELD, NJ 07080  
(732) 839-3300

27908  
ACM MEDICAL LABORATORY—SC  
160 ELMGROVE PARK  
ROCHESTER, NY 14624  
(716) 429-2264



27180

ADVANCED TOXICOLOGY NETWORK—SC  
3560 AIR CENTER COVE, SUITE 101  
MEMPHIS, TN 38118  
(901) 794-5770

31695

AEGIS SCIENCES CORPORATION—SC  
515 GREAT CIRCLE ROAD  
NASHVILLE, TN 37228  
(615) 255-2400

30483

AIT LABORATORIES—SC  
2265 EXECUTIVE DRIVE  
INDIANAPOLIS, IN 46241  
(317) 243-3894

00233

ALBERT EINSTEIN MEDICAL CENTER—S  
5501 OLD YORK RD  
LABS-TOWER BLDG GROUND FL  
PHILADELPHIA, PA 19141-3001  
(215) 456-6157

24496

ALERE TOXICOLOGY SERVICES—SC  
450 SOUTHLAKE BOULEVARD  
RICHMOND, VA 23236  
(804) 378-9130

26008

ALERE TOXICOLOGY SERVICES INC—SC  
1111 NEWTON STREET  
GRETN, LA 70053  
(504) 361-8989

00116

ALLE KISKI MED CNTR NEW KENSINGTON—S  
651 FOURTH AVENUE  
NEW KENSINGTON, PA 15068  
(724) 226-7089

25019

ALLEGHENY CNTY HEALTH DEPT STD—S  
3333 FORBES AVENUE  
PITTSBURGH, PA 15213  
(412) 578-8070

00671

ALLEGHENY COUNTY MED EX DIV OF LAB—SC  
1520 PENN AVENUE, 2ND FLOOR  
PITTSBURGH, PA 15222  
(412) 350-4425

28233

ALLEGHENY GENERAL HOSP DEPT OF LAB MED—S  
320 E NORTH AVENUE  
PITTSBURGH, PA 15212  
(412) 359-6886

00077

ALLEGHENY GENERAL HOSPITAL LAB—S  
1307 FEDERAL STREET  
PITTSBURGH, PA 15212  
(412) 359-6886

00100

ALLEGHENY VALLEY HOSPITAL LAB—S  
1301 CARLISLE STREET  
NATRONA HEIGHTS, PA 15065  
(724) 224-5100

00119

ALTOONA REGIONAL HEALTH SYSTEM LAB—S  
620 HOWARD AVENUE  
ALTOONA, PA 16601-4899  
(814) 889-2340

31871

AMERICAN FORENSIC TOXICOLOGY SERVICES—SC  
728 LARKFIELD ROAD  
EAST NORTHPORT, NY 11731  
(631) 923-0166

30223

AMERITOX LTD—SC  
9930 WEST HWY 80  
MIDLAND, TX 79706  
(432) 561-5091

31814

AMERITOX, LTD.—SC  
486 GALLIMORE DAIRY ROAD  
GREENSBORO, NC 27409  
(336) 387-7600

26620

AMMON ANALYTICAL LABORATORY—S  
1622 SOUTH WOOD AVENUE  
LINDEN, NJ 07036  
(908) 862-4404

31148

ANALYTICAL DIAGNOSTIC LAB—S  
2115 AVENUE X  
BROOKLYN, NY 11235  
(718) 646-6000

00192

ARIA HEALTH—S  
380 NORTH OXFORD VALLEY ROAD  
LANGHORNE, PA 19047-8304  
(215) 934-5227

00236

ARIA HEALTH—S  
FRANKFORD AVE & WAKELING STREET  
PHILADELPHIA, PA 19124  
(215) 831-2068

00341

ARIA HEALTH—S  
10800 KNIGHTS ROAD  
PHILADELPHIA, PA 19114  
(215) 612-4000

00047

ASSOCIATED CLINICAL LABORATORIES—S  
1526 PEACH STREET  
ERIE, PA 16501  
(814) 461-2400

24997

ATLANTIC DIAGNOSTIC LABORATORIES LLC—SC  
3520 PROGRESS DRIVE UNIT C  
BENSALEM, PA 19020  
(267) 525-2470

31171

AVEE LABORATORIES INC—SC  
14440 MYERLAKE CIRCLE  
CLEARWATER, FL 33760  
(727) 424-4151

31111

AXIS DIAGNOSTICS INC.—S  
900 TOWN CENTER DRIVE SUITE H-50  
LANGHORNE, PA 19047  
(267) 212-2000

00251

AYER CLINICAL LAB PENNSYLVANIA HOSPITAL—S  
800 SPRUCE STREET  
PHILADELPHIA, PA 19107  
(215) 829-3541

00320  
BARNES KASSON HOSPITAL LAB—S  
400 TURNPIKE STREET  
SUSQUEHANNA, PA 18847  
(570) 853-5059

21553  
BENDINER & SCHLESINGER INC—SC  
140 58TH STREET SUITE 8D  
BROOKLYN, NY 11220  
(212) 254-2300

00001  
BERWICK HOSPITAL LABORATORY—S  
701 EAST 16TH STREET  
BERWICK, PA 18603  
(570) 759-5110

00301  
BHS LABORATORY—S  
ONE HOSPITAL WAY (911 E BRADY STREET)  
BUTLER, PA 16001  
(724) 284-4513

27615  
BIOLOGICAL SPECIALTY CORPORATION—S  
2165 NORTH LINE STREET  
COLMAR, PA 18915  
(215) 997-8771

27616  
BIOLOGICAL SPECIALTY CORPORATION—S  
1236 NEW RODGERS RD #851  
BRISTOL, PA 19007  
(215) 826-9282

27617  
BIOLOGICAL SPECIALTY CORPORATION—S  
22 SOUTH 4TH STREET  
READING, PA 19602  
(610) 375-9862

22757  
BIOREFERENCE LABORATORIES INC—SC  
481B EDWARD H ROSS DRIVE  
ELMWOOD PARK, NJ 07407  
(201) 791-3600

00033  
BRADFORD REGIONAL MEDICAL CENTER—S  
116-156 INTERSTATE PKWY  
BRADFORD, PA 16701-0218  
(814) 362-8247

00296  
BRANDYWINE HOSPITAL—S  
201 REECEVILLE ROAD  
COATESVILLE, PA 19320  
(610) 383-8000

00472  
BROOKSIDE CLINICAL LAB INC—S  
4000 EDMONT AVENUE  
BROOKHAVEN, PA 19015  
(610) 872-6466

31684  
BUCKS COUNTY CRIME LABORATORY—S  
850 EAGLE BOULEVARD  
WARMINSTER, PA 18974  
(609) 802-7399

32486  
BURLINGTON LABORATORIES, INC.—SC  
163 PEARL STREET  
BURLINGTON, VT 05401  
(802) 863-4105

29116  
CALLOWAY LABORATORIES—SC  
34 COMMERCE WAY  
WOBURN, MA 01801  
(781) 224-9899

00107  
CANONSBURG GENERAL HOSPITAL—S  
100 MEDICAL BOULEVARD  
CANONSBURG, PA 15317  
(724) 745-3916

00131  
CARLISLE REGIONAL MEDICAL CENTER—S  
361 ALEXANDER SPRING ROAD  
CARLISLE, PA 17015-9129  
(717) 249-1212

00751  
CEDAR CREST EMERGICENTER—S  
1101 SOUTH CEDAR CREST BOULEVARD  
ALLENTOWN, PA 18103  
(610) 435-3111

00132  
CHAMBERSBURG HOSPITAL DEPT OF  
PATHOLOGY—S  
112 NORTH SEVENTH STREET  
CHAMBERSBURG, PA 17201  
(717) 267-7153

00310  
CHARLES COLE MEMORIAL HOSPITAL—S  
1001 EAST SECOND STREET  
COUDERSPORT, PA 16915  
(814) 274-5510

00198  
CHESTER COUNTY HOSPITAL—S  
701 E MARSHALL ST  
WEST CHESTER, PA 19380  
(610) 431-5182

00227  
CHESTNUT HILL HOSPITAL—S  
DEPARTMENT OF PATHOLOGY  
8835 GERMANTOWN AVENUE  
PHILADELPHIA, PA 19118  
(215) 248-8113

00228  
CHILDRENS HOSP OF PHILADELPHIA—S  
3400 CIVIC CENTER BLVD.  
MAIN BLDG.-5TH FLOOR-ROOM 5135  
PHILADELPHIA, PA 19104  
(215) 590-4446

00329  
CLARION HOSPITAL—S  
1 HOSPITAL DRIVE  
CLARION, PA 16214  
(814) 221-8969

00026  
CLEARFIELD HOSPITAL LABORATORY—S  
809 TURNPIKE AVENUE  
PO BOX 992  
CLEARFIELD, PA 16830  
(814) 768-2280

27845  
CLINICAL REFERENCE LABORATORY—SC  
8433 QUIVIRA ROAD  
LENEXA, KS 66215  
(913) 492-3652

24916  
CLINICAL SCIENCE LABORATORY INC—SC  
51 FRANCIS AVENUE  
MANSFIELD, MA 02048  
(508) 339-6106

00005  
COMMUNITY MEDICAL CENTER—S  
1800 MULBERRY STREET  
SCRANTON, PA 18510  
(570) 969-8000

00125  
CONEMAUGH VALLEY MEMORIAL HOSP—S  
LABORATORY DEPT  
1086 FRANKLIN STREET  
JOHNSTOWN, PA 15905  
(814) 534-9000

00326  
CORY MEMORIAL HOSPITAL—S  
965 SHAMROCK LANE  
CORY, PA 16407  
(814) 664-4641

00201  
CROZER CHESTER MED CENTER—S  
1 MEDICAL CENTER BOULEVARD  
UPLAND, PA 19013  
(610) 447-2000

00209  
CROZER-CHESTER MED CTR-SPRINGFLD—S  
190 WEST SPROUL ROAD  
SPRINGFIELD, PA 19064  
(610) 447-2000

00266  
DEPT OF PATHOLOGY & LAB MED-HUP—SC  
3400 SPRUCE STREET  
PHILADELPHIA, PA 19104  
(215) 662-3423

32240  
DOMINION DIAGNOSTICS, LLC—SC  
211 CIRCUIT DRIVE  
NORTH KINGSTOWN, RI 02852  
(401) 667-0891

00194  
DOYLESTOWN HOSPITAL—S  
595 W STATE STREET  
DOYLESTOWN, PA 18901  
(215) 345-2250

00977  
DRUGSCAN INC—SC  
200 PRECISION ROAD, SUITE 200  
HORSHAM, PA 19044  
(267) 960-3407

00175  
EASTON HOSPITAL—S  
250 SOUTH 21ST ST  
EASTON, PA 18042-3892  
(610) 250-4819

00217  
EINSTEIN MEDICAL CTR MONTGOMERY—S  
559 W GERMANTOWN PIKE  
EAST NORRITON, PA 19401  
(484) 662-1000

00332  
ELLWOOD CITY HOSPITAL—S  
724 PERSHING ST  
ELLWOOD CITY, PA 16117  
(724) 752-0081

31625  
EMPIRE CITY LABORATORIES—S  
4306 3RD AVENUE, 2ND FLOOR  
BROOKLYN, NY 11232  
(516) 941-7244

00164  
EPHRATA COMMUNITY HOSPITAL—S  
169 MARTIN AVE  
PO BOX 1002  
EPHRATA, PA 17522  
(717) 733-0311

00181  
EVANGELICAL COMMUNITY HOSPITAL—S  
1 HOSPITAL DRIVE  
LEWISBURG, PA 17837  
(570) 522-2510

00114  
EXCELA HEALTH LATROBE HOSPITAL—S  
ONE MELLON WAY  
LATROBE, PA 15650  
(724) 537-1550

00085  
FORBES REGIONAL HOSPITAL—S  
2570 HAYMAKER ROAD  
MONROEVILLE, PA 15146  
(412) 858-2566

32455  
FORENSIC LABORATORIES—S  
ROCKY MOUNTAIN TOX, LLC  
4895 JOLIET STREET, 7-G  
DENVER, CO 80239  
(720) 287-8111

00115  
FRICK HOSPITAL—S  
508 SOUTH CHURCH STREET  
MOUNT PLEASANT, PA 15666  
(724) 547-1500

20644  
FRIENDS HOSPITAL—S  
4641 ROOSEVELT BOULEVARD  
LABORATORY  
PHILADELPHIA, PA 19124-2399  
(215) 831-6934

09163  
FRIENDS MEDICAL LAB INC—SC  
5820 SOUTHWESTERN BLVD  
BALTIMORE, MD 21227  
(412) 247-4417

00330  
FULTON COUNTY MEDICAL CENTER—S  
214 PEACH ORCHARD ROAD  
MC CONNELLSBURG, PA 17233  
(717) 485-6169

30188  
GARCIA CLINICAL LABORATORY INC—S  
2195 SPRING ARBOR ROAD  
JACKSON, MI 49201  
(517) 787-9200

00002  
GEISINGER BLOOMSBURG—S  
549 E FAIR STREET  
BLOOMSBURG, PA 17815  
(570) 387-2124

00173  
GEISINGER MEDICAL LABORATORIES—SC  
100 N ACADEMY AVENUE  
DANVILLE, PA 17822-0131  
(570) 271-6338

00019  
GEISINGER WYOMING VALLEY MED CTR—S  
1000 E MOUNTAIN DRIVE  
WILKES-BARRE, PA 18711  
(570) 808-7845

00185  
GEISINGER—SHAMOKIN AREA COMMUNITY  
HOSPITAL—S  
4200 HOSPITAL ROAD  
COAL RUN, PA 17866-9697  
(570) 644-4200

26799  
GHHA/HHWC OCC HEALTH LAB—S  
50 MOISEY DRIVE  
HAZLETON, PA 18202  
(570) 459-1028

00152  
GNADEN HUETTEN MEMORIAL HOSP—S  
211 NORTH 12TH STREET  
LEHIGHTON, PA 18235  
(610) 377-7083

00299  
GOOD SAMARITAN HOSPITAL—S  
4TH & WALNUT STS  
PO BOX 1281  
LEBANON, PA 17042-1218  
(717) 270-7986

00239  
HAHNEMANN UNIVERSITY HOSPITAL—S  
BROAD & VINE STS MS 113  
PHILADELPHIA, PA 19102  
(215) 762-1783

00139  
HANOVER HOSPITAL LABORATORY—S  
300 HIGHLAND AVE  
HANOVER, PA 17331  
(717) 637-3711

00010  
HAZLETON GENERAL HOSPITAL—S  
700 EAST BROAD STREET  
HAZLETON, PA 18201  
(570) 501-4152

00169  
HEALTH NETWORK LABORATORIES—S  
1627 WEST CHEW STREET  
ALLENTOWN, PA 18102  
(610) 402-8150

00549  
HEALTH NETWORK LABORATORIES—S  
1200 SOUTH CEDAR CREST BLVD  
ALLENTOWN, PA 18103  
(610) 402-8150

00600  
HEALTH NETWORK LABORATORIES—S  
2545 SCHOENERSVILLE ROAD  
BETHLEHEM, PA 18017-7384  
(610) 402-8150

24655  
HEALTH NETWORK LABORATORIES—SC  
2024 LEHIGH STREET  
ALLENTOWN, PA 18103-4798  
(610) 402-8150

00166  
HEART OF LANCASTER REGIONAL MEDICAL  
CENTER—S  
1500 HIGHLANDS DRIVE  
LITITZ, PA 17543  
(717) 625-5605

00205  
HERITAGE VALLEY BEAVER—S  
1000 DUTCH RIDGE ROAD  
BEAVER, PA 15009  
(724) 728-7000

00101  
HERITAGE VALLEY SEWICKLEY LAB—S  
720 BLACKBURN RD  
SEWICKLEY, PA 15143  
(412) 741-6600

00103  
HIGHLANDS HOSPITAL—S  
401 EAST MURPHY AVENUE  
CONNELLSVILLE, PA 15425  
(724) 628-1500

00216  
HOLY REDEEMER HOSPITAL—S  
1648 HUNTINGDON PIKE  
MEADOWBROOK, PA 19046  
(215) 947-3000

00130  
HOLY SPIRIT HOSPITAL—S  
503 N 21ST STREET  
CAMP HILL, PA 17011-2288  
(717) 763-2206

00052  
INDIANA REGIONAL MEDICAL CENTER—S  
835 HOSPITAL ROAD  
PO BOX 788  
INDIANA, PA 15701-0788  
(724) 357-7167

00135  
J C BLAIR MEMORIAL HOSPITAL—S  
1225 WARM SPRINGS AVENUE  
HUNTINGDON, PA 16652  
(814) 643-8645

00054  
JAMESON MEMORIAL HOSPITAL—S  
1211 WILMINGTON AVENUE  
NEW CASTLE, PA 16105  
(724) 656-4080

00240  
JEANES HOSPITAL—S  
7600 CENTRAL AVE  
PHILADELPHIA, PA 19111  
(215) 728-2347

00038  
JEFFERSON REGIONAL MED CTR—S  
PO BOX 18119, 565 COAL VALLEY ROAD  
PITTSBURGH, PA 15236  
(412) 469-5723



**3800**

00200  
JENNERSVILLE REGIONAL HOSPITAL—S  
1015 WEST BALTIMORE PIKE  
WEST GROVE, PA 19390  
(610) 869-1080

00312  
JERSEY SHORE HOSPITAL—S  
1020 THOMPSON STREET  
JERSEY SHORE, PA 17740  
(570) 398-0100

21306  
LAB CORP OCCUPATIONAL TEST SRVCS—SC  
1120 STATELINE ROAD WEST  
SOUTHAVEN, MS 38671  
(886) 827-8042

20512  
LABCORP OCCUPATIONAL TESTING SER—SC  
1904 ALEXANDER DRIVE, PO BOX 12652  
RESEARCH TRIANGLE PARK, NC 27709  
(919) 572-6900

01088  
LABCORP OF AMERICA HOLDINGS—SC  
69 FIRST AVENUE, PO BOX 500  
RARITAN, NJ 08869  
(908) 526-2400

00165  
LANCASTER GENERAL HOSPITAL—S  
555 N DUKE STREET, PO BOX 3555  
LANCASTER, PA 17604  
(717) 544-4331

00167  
LANCASTER REGIONAL MED CENTER—S  
250 COLLEGE AVENUE, PO BOX 3434  
LANCASTER, PA 17604  
(717) 291-8022

00215  
LANSDALE HOSPITAL—S  
100 MEDICAL CAMPUS DRIVE  
LANSDALE, PA 19446  
(215) 361-4625

00138  
LEWISTOWN HOSPITAL—S  
400 HIGHLAND AVENUE  
LEWISTOWN, PA 17044  
(717) 242-7474

24802  
LGH DIAB/HBP/DUKE-LIME ST CAMPUS—S  
620 N DUKE STREET DUKE & LIME STREET  
CAMPUS LABS  
LANCASTER, PA 17604  
(717) 544-4331

00030  
LOCK HAVEN HOSPITAL—S  
24 CREE DRIVE  
LOCK HAVEN, PA 17745  
(570) 893-5000

00193  
LOWER BUCKS HOSPITAL LABORATORY—S  
501 BATH ROAD  
BRISTOL, PA 19007  
(215) 785-9300

00213  
MAIN LINE HEALTH LAB-BRYN MAWR—S  
130 S BRYN MAWR AVENUE  
BRYN MAWR, PA 19010  
(610) 526-3554

**NOTICES**

00242  
MAIN LINE HOSPITALS LAB-LANKENAU—S  
100 EAST LANCASTER AVENUE  
WYNNEWOOD, PA 19096  
(610) 645-2615

00199  
MAIN LINE HOSPITALS LAB-PAOLI—S  
255 WEST LANCASTER AVENUE  
PAOLI, PA 19301  
(610) 648-1000

00206  
MAIN LINE HOSPITALS LAB-RIDDLE—S  
1068 W BALTIMORE PIKE  
MEDIA, PA 19063  
(610) 891-3339

27684  
MARWORTH—S  
BOX 36 LILLY LAKE ROAD  
WAVERLY, PA 18471  
(570) 563-1112

09003  
MAYO CLINIC LABS-ROCHESTER MAIN  
CAMPUS—SC  
200 FIRST STREET SW HILTON 530  
ROCHESTER, MN 55905  
(507) 538-6449

00049  
MEADVILLE MED CTR-LIBERTY ST—S  
751 LIBERTY STREET  
MEADVILLE, PA 16335  
(814) 336-5000

05574  
MEDTOX LABORATORIES INC—SC  
402 COUNTY ROAD D WEST  
ST PAUL, MN 55112  
(651) 286-6217

00140  
MEMORIAL HOSPITAL CLINICAL LAB—S  
325 S BELMONT STREET  
YORK, PA 17403  
(717) 843-8623

00023  
MEMORIAL HOSPITAL LAB—S  
91 HOSPITAL DRIVE  
TOWANDA, PA 18848  
(570) 265-2191

00203  
MERCY FITZGERALD HOSPITAL—S  
1500 LANSDOWNE AVENUE  
DARBY, PA 19023  
(610) 237-4262

00247  
MERCY HEALTH LAB/MHOP—S  
501 S 54TH STREET  
PHILADELPHIA, PA 19143  
(215) 748-9181

00219  
MERCY HEALTH LAB/MSH—S  
2701 DEKALB PIKE  
NORRISTOWN, PA 19401  
(610) 278-2078

28436  
METHODIST DIV TJUH CLINICAL LAB—S  
2301 SOUTH BROAD STREET  
PHILADELPHIA, PA 19148  
(215) 952-9057

31050  
MILLENIUM LABORATORIES—SC  
16981 VIA TAZON, SUITE F  
SAN DIEGO, CA 92127  
(858) 451-3535

00128  
MINERS MEDICAL CENTER—S  
290 HAIDA AVENUE, PO BOX 689  
HASTINGS, PA 16646  
(814) 247-3100

28907  
MIRMONT TREATMENT CENTER—S  
100 YEARSLEY MILL ROAD  
LIMA, PA 19063  
(610) 744-1400

00108  
MONONGAHELA VALLEY HOSPITAL INC—S  
1163 COUNTRY CLUB ROAD  
MONONGAHELA, PA 15063  
(724) 258-1021

00214  
MOSS REHAB EINSTEIN AT ELKINS PARK—S  
60 EAST TOWNSHIP LINE ROAD ATTN: LAB  
ELKINS PARK, PA 19027  
(215) 456-6150

00025  
MOUNT NITTANY MEDICAL CENTER—S  
1800 EAST PARK AVENUE  
STATE COLLEGE, PA 16803  
(814) 234-6117

00035  
MUNCY VALLEY HOSPITAL—S  
215 EAST WATER ST  
MUNCY, PA 17756  
(570) 546-8282

00304  
NASON HOSPITAL—S  
105 NASON DRIVE  
ROARING SPRING, PA 16673  
(814) 224-2141

00504  
NATIONAL MED SVCS INC/DBA NMS LABS—SC  
3701 WELSH ROAD  
WILLOW GROVE, PA 19090  
(215) 657-4900

00248  
NAZARETH HOSPITAL—S  
2601 HOLME AVE  
PHILADELPHIA, PA 19152  
(215) 335-6245

27246  
NORCHEM DRUG TESTING LABORATORY—SC  
1760 EAST ROUTE 66, SUITE 1  
FLAGSTAFF, AZ 86004  
(928) 526-1011

29741  
NORTHERN TIER RESEARCH—SC  
1302 MADISON AVE  
DUNMORE, PA 18509  
(570) 209-7913

30984  
OFFICE OF THE DISTRICT ATTORNEY—S  
37 E HIGH STREET, FORENSIC LAB  
CARLISLE, PA 17103  
(717) 240-6526

00099  
OHIO VALLEY GENERAL HOSPITAL—S  
25 HECKEL RD  
MCKEES ROCKS, PA 15136  
(412) 777-6161

31516  
PAML LLC—SC  
611 N PERRY, BLDG II SUITE 100  
SPOKANE, WA 99202  
(509) 755-8645

00250  
PARKWAY CLINICAL LABORATORIES—S  
3494 PROGRESS DRIVE, SUITE D  
BENSALEM, PA 19020  
(215) 245-5112

32864  
PATIENT FIRST—LANCASTER—S  
1625 OREGON PIKE  
LANCASTER, PA 17601  
(717) 575-2673

00258 PENN PRESBYTERIAN MEDICAL CENTER—S  
51 NORTH 39TH ST DEPT OF PATH & LAB  
PHILADELPHIA, PA 19104-2640  
(215) 662-3435

00316  
PENN STATE MILTON S HERSHEY MED CTR—S  
500 UNIVERSITY DRIVE  
DEPT OF PATHOLOGY & LAB MEDICINE  
HERSHEY, PA 17033  
(717) 531-8353

22533  
PENNSYLVANIA DEPT OF HEALTH—SC  
110 PICKERING WAY  
EXTON, PA 19341  
(610) 280-3464

31082  
PHAMATECH INC—SC  
10151 BARNES CANYON ROAD  
SAN DIEGO, CA 92121  
(858) 643-5555

00197  
PHOENIXVILLE HOSPITAL LABORATORY—S  
140 NUTT ROAD DEPT OF PATHOLOGY  
PHOENIXVILLE, PA 19460-0809  
(610) 983-1612

31965  
PHYSICIANS CHOICE LABORATORY SERVICES,  
LLC—SC  
300 WESTINGHOUSE BLVD  
CHARLOTTE, NC 28273  
(336) 407-1499

32215  
PHYSICIANS TOXICOLOGY LABORATORY, LLC—SC  
4433 MANCHESTER ROAD  
KALAMAZOO, MI 49001  
(239) 269-0035

00157  
PINNACLE HEALTH AT COMMUNITY GENERAL  
HOSPITAL—S  
4300 LONDONDERRY ROAD  
PO BOX 3000  
HARRISBURG, PA 17109  
(717) 782-3340

00155  
PINNACLE HEALTH AT HARRISBURG HOSPITAL  
LAB—S  
100 SOUTH 2ND STREET  
HARRISBURG, PA 17101  
(717) 782-3340

00022  
POCONO MEDICAL CENTER LAB—S  
206 EAST BROWN STREET  
EAST STROUDSBURG, PA 18301  
(570) 476-3544

00221  
POTTSTOWN HOSPITAL COMPANY, LLC—S  
1600 EAST HIGH STREET  
POTTSTOWN, PA 19464  
(610) 327-7130

21648  
PSYCHEMEDICS CORPORATION—SC  
5832 UPLANDER WAY  
CULVER CITY, CA 90230  
(800) 522-7424

00300  
PUNXSUTAWNEY AREA HOSPITAL—S  
81 HILLCREST DRIVE  
PUNXSUTAWNEY, PA 15767  
(814) 938-1820

32205  
QDX PATHALLIANCE, PC—S  
70 JACKSON DRIVE UNIT H3  
CRANFORD, NJ 07016

22715  
QUEST DIAGNOSTICS—SC  
10101 RENNER BOULEVARD  
LENEXA, KS 66219-9752  
(913) 888-1770

31399  
QUEST DIAGNOSTICS—SC  
1777 MONTREAL CIRCLE ES/F1 2  
TUCKER, GA 30084  
(770) 936-5007

00315  
QUEST DIAGNOSTICS CLINICAL LABS INC—SC  
900 BUSINESS CENTER DRIVE  
HORSHAM, PA 19044  
(215) 957-9300

27461  
QUEST DIAGNOSTICS INC—SC  
400 EGYPT ROAD  
NORRISTOWN, PA 19403  
(610) 631-4219

01136  
QUEST DIAGNOSTICS NICHOLS INSTITUTE—SC  
14225 NEWBROOK DRIVE  
PO BOX 10841  
CHANTILLY, VA 20153-0841  
(703) 802-6900

22376  
QUEST DIAGNOSTICS NICHOLS INSTITUTE OF  
VALENCIA—S  
27027 TOURNEY ROAD  
VALENCIA, CA 91355  
(661) 799-6543

00482  
QUEST DIAGNOSTICS OF PA INC—SC  
875 GREENTREE ROAD 4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7600

25461  
QUEST DIAGNOSTICS VENTURE LLC—SC  
875 GREENTREE ROAD, 4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7631

24249  
QUINTILES LABORATORIES LTD—SC  
1600 TERRELL MILL ROAD, SUITE 100  
MARIETTA, GA 30067  
(770) 373-3500

00150  
READING HOSPITAL & MEDICAL CTR—S  
6TH AND SPRUCE STREETS  
WEST READING, PA 19611  
(484) 628-8615

25348  
REDWOOD TOXICOLOGY LABORATORY—SC  
3650 WESTWIND BOULEVARD  
SANTA ROSA, CA 95403  
(707) 577-7958

00336  
REGIONAL HOSPITAL OF SCRANTON—S  
746 JEFFERSON AVENUE  
SCRANTON, PA 18510  
(570) 348-7100

32557  
ROBERT WOOD JOHNSON UNIV HOSPITAL AT  
HAMILTON—S  
ONE HAMILTON HEALTHPLACE  
HAMILTON, NJ 08690  
(609) 584-6568

00243  
ROXBOROUGH MEMORIAL HOSPITAL—S  
5800 RIDGE AVE  
PHILADELPHIA, PA 19128  
(215) 487-4394

30821  
RXTOX INC—SC  
51 PROF PLAZA, 850 CLAIRTON BLVD, SUITE 1300  
PITTSBURGH, PA 15236  
(412) 460-1310

00171  
SACRED HEART HOSPITAL—S  
4TH & CHEW STS ATTN LAB DEPT  
ALLENTOWN, PA 18102  
(610) 776-4727

00087  
SAINT CLAIR MEMORIAL HOSPITAL—S  
1000 BOWER HILL RD  
PITTSBURGH, PA 15243  
(412) 561-4900

00174  
SAINT LUKES HOSPITAL—S  
801 OSTRUM STREET  
BETHLEHEM, PA 18015  
(610) 954-4558

00328  
SAINT MARY MEDICAL CENTER—S  
LANGHORNE-NEWTOWN RD  
LANGHORNE, PA 19047  
(215) 710-2162

29838  
SAN DIEGO REFERENCE LABORATORY—SC  
6122 NANCY RIDGE DRIVE  
SAN DIEGO, CA 92121  
(800) 677-7995

00182  
SCHUYLKILL MC E NORWEGIAN ST—S  
700 EAST NORWEGIAN STREET  
POTTSVILLE, PA 17901  
(570) 621-4032

00183  
SCHUYLKILL MC S JACKSON ST—S  
420 SOUTH JACKSON STREET  
POTTSVILLE, PA 17901  
(570) 621-5262

28471  
SECON OF LOUISIANA—S  
825 KALISTE SALOOM RD,  
BRANDYWINE 1 SUITE 100  
LAFAYETTE, LA 70508  
(337) 235-3712

29038  
SECON OF NEW ENGLAND—SC  
415 MAIN STREET 4TH FLOOR  
WORCESTER, MA 01608  
(508) 831-0703

00064  
SHARON REGIONAL HEALTH SYSTEM—S  
740 EAST STATE STREET  
SHARON, PA 16146  
(724) 983-3911

00421  
SKIPPACK MEDICAL LABORATORY—S  
3887 SKIPPACK PIKE  
SKIPPACK, PA 19474  
(610) 584-1669

27649  
SMA MEDICAL LABORATORIES—S  
940 PENNSYLVANIA BOULEVARD UNIT E  
FEASTERVILLE, PA 19053  
(215) 322-6590

00039  
SOLDIERS & SAILORS MEM HOSP—S  
CENTRAL AVENUE  
WELLSBORO, PA 16901  
(570) 723-0133

00297  
SOMERSET HOSPITAL CENTER FOR HEALTH—S  
225 S CENTER AVENUE  
SOMERSET, PA 15501  
(814) 443-5000

00105  
SOUTHWEST REGIONAL MEDICAL CENTER—S  
350 BONAR AVENUE  
WAYNESBURG, PA 15370  
(724) 627-2608

00260  
ST CHRISTOPHERS HOSP FOR CHILDREN—S  
ERIE AVENUE AT FRONT STREET  
DEPT OF PATHOLOGY & LAB MEDICINE  
PHILADELPHIA, PA 19134  
(215) 427-4207

00151  
ST JOSEPH QUALITY MEDICAL LAB—SC  
2500 BERNVILLE ROAD  
READING, PA 19605-9453  
(610) 378-2200

00261  
ST JOSEPH'S HOSPITAL-DIV NPHS—S  
16TH ST & GIRARD AVENUE  
PHILADELPHIA, PA 19130  
(215) 787-9000

00318  
ST LUKES HOSP ALLENTOWN CAMPUS—S  
1736 HAMILTON STREET  
ALLENTOWN, PA 18104  
(610) 628-8724

00180  
ST LUKES MINERS MEMORIAL HOSPITAL—S  
360 WEST RUDDLE STREET  
PO BOX 67  
COALDALE, PA 18218  
(570) 645-8271

29015  
STERLING HEALTHCARE HOLDINGS, LLC—SC  
2617 EAST L STREET #A  
TACOMA, WA 98421-2205  
(253) 552-1551

00094  
SUBURBAN CLINICAL LABORATORY—S  
100 SOUTH JACKSON AVENUE  
BELLEVUE, PA 15202  
(412) 734-6020

32887  
SUMMIT TESTING—C  
2320 W PEORIA AVE SUITE D-132  
PHOENIX, AZ 85029  
(602) 374-4097

00187  
SUNBURY COMMUNITY HOSPITAL—S  
350 NORTH 11TH STREET  
SUNBURY, PA 17801  
(570) 286-3491

31474  
TASC INC—SC  
2234 N 7TH STREET  
PHOENIX, AZ 85006  
(602) 257-7588

00207  
TAYLOR HOSPITAL DIV OF CCMC—S  
175 EAST CHESTER PIKE  
RIDLEY PARK, PA 19078  
(610) 595-6450

00235  
TEMPLE UNIV HOSPITAL EPISCOPAL CAMPUS—S  
100 EAST LEHIGH AVENUE  
PHILADELPHIA, PA 19125-1098  
(215) 707-4353

00265  
TEMPLE UNIVERSITY HOSPITAL—S  
3401 N BROAD ST  
DEPT OF PATH & LAB MED—2ND FL. OPB RM 249  
PHILADELPHIA, PA 19140  
(215) 707-4353



00104  
THE UNIONTOWN HOSPITAL LABORATORY—S  
500 WEST BERKELEY STREET  
UNIONTOWN, PA 15401  
(724) 430-5143

00241  
THOMAS JEFFERSON UNIVERSITY HOSP—S  
125 SOUTH 11TH STREET 204 PAVILLION  
PHILADELPHIA, PA 19107  
(215) 955-1644

00051  
TITUSVILLE AREA HOSPITAL—S  
406 WEST OAK STREET  
TITUSVILLE, PA 16354  
(814) 827-1851

32914  
TRIDENT LABORATORIES, INC—S  
6011 RODMAN STREET #107  
HOLLYWOOD, FL 33023  
(954) 304-1293

00313  
TYLER MEMORIAL HOSPITAL—S  
880 SR 6 W  
TUNKHANNOCK, PA 18657-6149  
(570) 836-4705

00124  
TYRONE HOSPITAL—S  
187 HOSPITAL DRIVE  
TYRONE, PA 16686  
(814) 684-6384

00121  
UPMC BEDFORD MEMORIAL—S  
10455 LINCOLN HIGHWAY  
EVERETT, PA 15537  
(814) 623-3506

32389  
UPMC EAST PATHOLOGY LABORATORY—S  
2775 MOSSIDE BLVD.  
GROUND FLOOR, ROOM 0304  
MONROEVILLE, PA 15146  
(412) 357-3682

00059  
UPMC HORIZON GREENVILLE—S  
110 NORTH MAIN STREET  
GREENVILLE, PA 16125  
(724) 588-2100

00057  
UPMC HORIZON SHENANGO—S  
2200 MEMORIAL DRIVE  
FARRELL, PA 16121  
(724) 981-3500

00098  
UPMC MCKEESPORT LABORATORY—S  
1500 FIFTH AVENUE  
MCKEESPORT, PA 15132  
(412) 664-2233

00082  
UPMC MERCY DEPT OF LAB MEDICINE—S  
1400 LOCUST STREET  
PITTSBURGH, PA 15219  
(412) 232-7831

00058  
UPMC NORTHWEST—S  
100 FAIRFIELD DRIVE  
SENECA, PA 16346  
(814) 676-7120

05784  
UPMC PASSAVANT LABORATORY CRANBERRY—S  
ONE ST FRANCIS WAY  
CRANBERRY TOWNSHIP, PA 16066  
(724) 772-5370

00083  
UPMC PRESBYTERIAN SHADYSIDE CP PUH—SC  
ROOM 5929 MAIN TOWER CHP  
200 LOTHROP STREET  
PITTSBURGH, PA 15213-2582  
(412) 648-6000

00091  
UPMC SAINT MARGARET HOSPITAL—S  
815 FREEPORT ROAD  
LABORATORY  
PITTSBURGH, PA 15215  
(412) 784-4000

00092  
UPMC SHADYSIDE—S  
5230 CENTRE AVENUE  
GROUND FLOOR WEST WING  
PITTSBURGH, PA 15232  
(412) 623-5950

33106  
US ACCUSCREEN, LLC—SC  
3365 CYPRESS MILL ROAD #9  
BRUNSWICK, GA 31520  
(912) 265-9277

27225  
US DRUG TESTING LABORATORIES INC—SC  
1700 SOUTH MOUNT PROSPECT ROAD  
DES PLAINES, IL 60018  
(847) 375-0770

00335  
VALLEY FORGE MED CTR & HOSP—S  
1033 W GERMANTOWN PIKE  
NORRISTOWN, PA 19403  
(610) 539-8500

00066  
WARREN GENERAL HOSPITAL—S  
2 CRESCENT PARK  
WARREN, PA 16365  
(814) 726-3860

00298  
WAYNE MEMORIAL HOSPITAL—S  
601 PARK STREET  
HONESDALE, PA 18431  
(570) 253-1300

00133  
WAYNESBORO HOSPITAL—S  
501 E MAIN STREET  
WAYNESBORO, PA 17268  
(717) 765-3403

00018  
WBGH COMMONWEALTH HEALTH LAB SVS—SC  
575 NORTH RIVER STREET  
WILKES-BARRE, PA 18764  
(570) 829-8111

00095  
WESTERN PENNSYLVANIA HOSPITAL—S  
4800 FRIENDSHIP AVE  
PITTSBURGH, PA 15224  
(412) 578-5779

30245  
WESTFIELD HOSPITAL MEDICAL CENTER  
LABORATORY—S  
4815 W TILGHMAN STREET  
ALLENTOWN, PA 18104  
(610) 973-8425

00112  
WESTMORELAND REGIONAL HOSPITAL—S  
532 W PITTSBURGH STREET  
GREENSBURG, PA 15601  
(724) 832-4365

00037  
WILLIAMSPORT REGIONAL MEDICAL CENTER—S  
700 HIGH STREET  
WILLIAMSPORT, PA 17701-3198  
(570) 321-2300

00141  
YORK HOSPITAL—S  
1001 SOUTH GEORGE STREET  
YORK, PA 17405  
(717) 851-2345

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1207. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Laboratories Approved to Perform Blood Lead and/or Erythrocyte Protoporphyrin Determinations under The Clinical Laboratory Act

The following laboratories are licensed in accordance with The Clinical Laboratory Act (35 P. S. §§ 2151—2165) and are currently approved under 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of blood for lead or erythrocyte protoporphyrin content. This approval is based on demonstrated proficiency in periodic evaluations conducted by the Bureau of Laboratories of the Department of Health (Department).

Lead poisoning is a reportable noncommunicable disease. Approved laboratories that offer blood lead testing services are required to inform the Department of actual or possible incidents of this condition in accordance with 28 Pa. Code § 27.34 (relating to reporting cases of lead poisoning). These regulations specify the following requirements for reporting by clinical laboratories:

(1) A clinical laboratory shall report all blood lead test results on both venous and capillary specimens for persons under 16 years of age to the Department's Childhood Lead Poisoning Prevention Program, Division of Maternal and Child Health, Bureau of Family Health.

(2) A clinical laboratory shall report an elevated blood lead level in a person 16 years of age or older to the Department's Division of Environmental Health Epidemiology, Bureau of Epidemiology or to other locations as designated by the Department. An elevated blood lead level is defined by the National Institute for Occupational Safety and Health (NIOSH). As of January 26, 2002, NIOSH defines an elevated blood lead level as a venous blood lead level of 25 micrograms per deciliter (µg/dL) or

higher. The Department will publish in the *Pennsylvania Bulletin* any NIOSH update of the definition within 30 days of NIOSH's notification to the Department.

(3) A clinical laboratory which conducts blood lead tests of 100 or more specimens per month shall submit results electronically in a format specified by the Department.

(4) A clinical laboratory which conducts blood lead tests of less than 100 blood lead specimens per month shall submit results either electronically or by hard copy in the format specified by the Department.

(5) A laboratory which performs blood lead tests on blood specimens collected in this Commonwealth shall be licensed as a clinical laboratory and shall be specifically approved by the Department to conduct those tests.

(6) Blood lead analyses requested for occupational health purposes on blood specimens collected in this Commonwealth shall be performed only by laboratories which are licensed and approved as specified in paragraph (5), and which are also approved by the Occupational Safety and Health Administration of the United States Department of Labor under 29 CFR 1910.1025(j)(2)(iii) (relating to lead).

(7) A clinical laboratory shall complete a blood lead test within 5 work days of the receipt of the blood specimen and shall submit the case report to the Department by the close of business of the next work day after the day on which the test was performed. The clinical laboratory shall submit a report of lead poisoning using either the hard copy form or electronic transmission format specified by the Department.

(8) When a clinical laboratory receives a blood specimen without all of the information required for reporting purposes, the clinical laboratory shall test the specimen and shall submit the incomplete report to the Department.

Erythrocyte protoporphyrin determinations may be performed as an adjunct determination to substantiate blood lead levels of 25 micrograms per deciliter or higher. Since erythrocyte protoporphyrin concentrations may not increase as a result of low-level exposures to lead, direct blood lead analysis is the only reliable method for identifying individuals with blood lead concentrations below 25 micrograms per deciliter.

Persons seeking blood lead or erythrocyte protoporphyrin analyses should determine that the laboratory employs techniques and procedures acceptable for the purpose for which the analyses are sought. Laboratories offering blood lead analysis only are designated with the letter "L" following the name of the laboratory. Those offering erythrocyte protoporphyrin analysis only are designated with the letter "P." Laboratories offering both services are designated with the letters "LP."

The list of approved laboratories will be revised approximately semiannually and published in the *Pennsylvania Bulletin*.

The name or location of a laboratory is sometimes changed but the personnel and testing procedures of the facility remain unchanged. When changes of this type occur, the clinical laboratory permit number does not change. If questions arise about the identity of a laboratory due to a name or location change, the clinical laboratory permit number should be used as the primary

identifier. To assist in identifying a laboratory that performed a test, the clinical laboratory permit number of the facility at the time the list was prepared is included in the list of approved laboratories above the name of the laboratory.

The Department's blood lead proficiency testing program is approved by the United States Department of Health and Human Services in accordance with 42 CFR 493.901 and 493.937 (relating to approval of proficiency testing programs; and toxicology) which are administered by the Centers for Medicare and Medicaid Services. Participation in these programs may therefore be used to demonstrate acceptable performance for approval purposes under both Federal and Commonwealth statutes.

Questions regarding this list should be directed to Dr. James R. Lute, Assistant Bureau Director, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 280-3464.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Dr. Lute at the previously referenced address or phone number. Persons who are speech or hearing impaired may use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

22912  
ACL LABORATORIES—LP  
8901 WEST LINCOLN AVE  
WEST ALLIS, WI 53227  
(414) 328-7945

29169  
ADVANCED TOXICOLOGY NETWORK—LP  
3560 AIR CENTER COVE  
SUITE 101  
MEMPHIS, TN 38118  
(901) 794-5770

00016  
ANGELINE KIRBY MEM HEALTH CENTER—L  
71 NORTH FRANKLIN STREET  
WILKES-BARRE, PA 18701  
(570) 822-4278

21613  
ARUP LABORATORIES INC—L  
500 CHIPETA WAY  
SALT LAKE CITY, UT 84108  
(800) 242-2787

24997  
ATLANTIC DIAGNOSTIC LABORATORIES LLC—LP  
3520 PROGRESS DRIVE UNIT C  
BENSALEM, PA 19020  
(267) 525-2470

22757  
BIOREFERENCE LABORATORIES INC—L  
481B EDWARD H ROSS DRIVE  
ELMWOOD PARK, NJ 07407  
(201) 791-3600

20506  
CENTRAL PA ALLIANCE LABORATORY—L  
1803 MT ROSE AVENUE SUITE C3-C4  
YORK, PA 17403  
(717) 851-1426

00228  
CHILDRENS HOSP OF PHILADELPHIA—L  
3401 CIVIC CENTER BLVD.  
MAIN BLDG.-5TH FLOOR-ROOM 5135  
PHILADELPHIA, PA 19104  
(215) 590-4446

31847  
DOCTOR'S DATA, INC.—L  
3755 ILLINOIS AVENUE  
ST. CHARLES, IL 60174-2420  
(630) 377-8139

00561  
EAST PENN MFG CO INC—LP  
DEKA RD KELLER TECH CENTER  
PO BOX 147  
LYONS STATION, PA 19536  
(610) 682-6361

00332  
ELLWOOD CITY HOSPITAL—LP  
724 PERSHING ST  
ELLWOOD CITY, PA 16117  
(724) 752-0081

31378  
ENZO CLINICAL LABS—L  
60 EXECUTIVE BLVD  
FARMINGDALE, NY 11735  
(631) 755-5500

00173  
GEISINGER MEDICAL LABORATORIES—L  
100 N ACADEMY AVENUE  
DANVILLE, PA 17822-0131  
(570) 271-6338

32839  
GENOVA DIAGNOSTIC INC—METAMETRIX CLINICAL  
LAB—L  
3425 CORPORATE WAY  
DULUTH, GA 30096  
(678) 638-2918

25914  
GENOVA DIAGNOSTICS—L  
63 ZILICOA STREET  
ASHEVILLE, NC 28801  
(828) 253-0621

24655  
HEALTH NETWORK LABORATORIES—L  
2024 LEHIGH STREET  
ALLENTOWN, PA 18103-4798  
(610) 402-8150

05618  
LAB CORP OF AMERICA HOLDINGS—LP  
6370 WILCOX ROAD  
DUBLIN, OH 43016-1296  
(800) 282-7300

21885  
LAB CORP OF AMERICA HOLDINGS—LP  
1447 YORK COURT  
BURLINGTON, NC 27215  
(800) 334-5161

01088  
LABCORP OF AMERICA HOLDINGS—LP  
69 FIRST AVENUE  
PO BOX 500  
RARITAN, NJ 08869  
(908) 526-2400

00242  
MAIN LINE HOSPITALS LAB-LANKENAU—L  
100 EAST LANCASTER AVENUE  
WYNNEWOOD, PA 19096  
(610) 645-2615

29685  
MAYO CLINIC LABS-ROCH SUPERIOR DR—L  
3050 SUPERIOR DRIVE NW  
ROCHESTER, MN 55901  
(507) 538-6449

29251  
MAYO MEDICAL LABORATORIES NEW  
ENGLAND—LP  
160 DASCOMB ROAD  
ANDOVER, MA 01810  
(978) 658-3600

24668  
MCMURRAY PEDIATRIC & ADOLESCENT  
MEDICINE—L  
6000 WATERDAM PLAZA DRIVE #280  
MCMURRAY, PA 15317  
(724) 941-8199

20802  
MERITUS MEDICAL LABORATORY, LLC—L  
11110 MEDICAL CAMPUS RD STE 230  
HAGERSTOWN, MD 21742  
(301) 790-8670

00504  
NATIONAL MED SVCS INC/DBA NMS LABS—LP  
3701 WELSH ROAD  
WILLOW GROVE, PA 19090  
(215) 657-4900

30553  
NATIONWIDE CHILDRENS HOSPITAL—P  
CORE LAB AND LAB INFORMATION SYSTEMS  
700 CHILDRENS DRIVE  
COLUMBUS, OH 43205  
(614) 722-5376

23801  
PACIFIC TOXICOLOGY LABORATORIES—LP  
9348 DE SOTO AVENUE  
CHATSWORTH, CA 91311  
(818) 598-3110

02125  
PED ALLIANCE ST CLAIR PED DIV—L  
1580 MCLAUGHLIN RUN ROAD  
PINERIDGE COMMONS SUITE 208  
UPPER ST CLAIR, PA 15241  
(412) 221-2121

22533  
PENNSYLVANIA DEPT OF HEALTH—LP  
110 PICKERING WAY  
EXTON, PA 19341  
(610) 280-3464

00022  
POCONO MEDICAL CENTER LAB—L  
206 EAST BROWN STREET  
EAST STROUDSBURG, PA 18301  
(570) 476-3544

00324  
PRIMARY CARE HLTH SERV INC LAB—L  
7227 HAMILTON AVE  
PITTSBURGH, PA 15208  
(412) 244-4728

00255  
PUBLIC HEALTH LAB CITY OF PHILA—L  
500 SOUTH BROAD STREET ROOM 359  
PHILADELPHIA, PA 19146  
(215) 685-6501

22715  
QUEST DIAGNOSTICS—LP  
10101 RENNER BOULEVARD  
LENEXA, KS 66219-9752  
(913) 888-1770

00669  
QUEST DIAGNOSTICS INCORPORATED—LP  
ONE MALCOLM AVENUE  
TETERBORO, NJ 07608  
(201) 393-5895

01136  
QUEST DIAGNOSTICS NICHOLS INSTITUTE—LP  
14225 NEWBROOK DRIVE PO BOX 10841  
CHANTILLY, VA 20153-0841  
(703) 802-6900

22376  
QUEST DIAGNOSTICS NICHOLS INSTITUTE OF  
VALENCIA—L  
27027 TOURNEY ROAD  
VALENCIA, CA 91355  
(661) 799-6543

00482  
QUEST DIAGNOSTICS OF PA INC—LP  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7600

25461  
QUEST DIAGNOSTICS VENTURE LLC—LP  
875 GREENTREE ROAD  
4 PARKWAY CENTER  
PITTSBURGH, PA 15220-3610  
(412) 920-7631

00150  
READING HOSPITAL & MEDICAL CTR—L  
6TH AND SPRUCE STREETS  
WEST READING, PA 19611  
(484) 628-8615

31527  
SHIEL MEDICAL LABORATORY—L  
63 FLUSHING AVENUE  
BROOKLYN NAVY YARD UNIT 336  
BROOKLYN, NY 11205  
(718) 552-1000

27649  
SMA MEDICAL LABORATORIES—L  
940 PENNSYLVANIA BOULEVARD UNIT E  
FEASTERVILLE, PA 19053  
(215) 322-6590

00151  
ST JOSEPH QUALITY MEDICAL LAB—L  
2500 BERNVILLE ROAD  
READING, PA 19605-9453  
(610) 378-2200

32074  
UNITED MEDICAL LABORATORY INC.—L  
495 N 13TH STREET  
NEWARK, NJ 07107

00083  
UPMC PRESBYTERIAN SHADYSIDE CP PUH—L  
ROOM 5929 MAIN TOWER CHP  
200 LOTHROP STREET  
PITTSBURGH, PA 15213-2582  
(412) 648-6000



00018  
 WBGH COMMONWEALTH HEALTH LAB SVS—L  
 575 NORTH RIVER STREET  
 WILKES-BARRE, PA 18764  
 (570) 829-8111

26198  
 WRIGHT CENTER MEDICAL GROUP, PC—L  
 5 SOUTH WASHINGTON AVENUE  
 JERMYN, PA 18433  
 (570) 383-9934

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1208. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.67(k) (relating to electric requirements for existing and new construction):

Manchester Commons  
 6351 West Lake Road  
 Erie, PA 16505  
 FAC ID 075602

This request is on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1209. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Special Pharmaceutical Benefits Program Advisory Council Public Meeting

The Statewide Special Pharmaceutical Benefits Program Advisory Council, established by the Department of Health (Department) under sections 301(a) and 317 of the

Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting on Thursday, July 25, 2013.

The meeting will be held by teleconference at the Department of Health, 625 Forster Street, Room 129, Health and Welfare Building, Harrisburg, PA 17120 from 10 a.m. to 12 p.m.

For additional information, contact John Haines, Department of Health, Bureau of Communicable Diseases, 625 Forster Street, Room 611, Health and Welfare Building, Harrisburg, PA 17120, (800) 922-9384.

Persons with a disability, who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should also contact John Haines at the previously listed number, or at V/TT (717) 783-6514 for speech and/or hearing impaired persons, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

The Department reserves the right to cancel this meeting without prior notice.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1210. Filed for public inspection July 5, 2013, 9:00 a.m.]

## DEPARTMENT OF PUBLIC WELFARE

### Designated Exceptional Durable Medical Equipment

In accordance with the Department of Public Welfare's (Department) currently approved State Plan, the Department is required to publish an annual list of exceptional durable medical equipment (DME) by notice in the *Pennsylvania Bulletin* in July of each year. Interested persons may petition the Department to consider additions to the exceptional DME list by submitting a written request to the Department. Requests received on or before December 31 will be considered in developing the list for the following July.

During calendar year 2012, the Department received no written requests to add or remove items of DME from the list of exceptional DME. Therefore, this notice makes no changes in either the minimum acquisition cost or the list of qualifying DME.

"Exceptional DME" is defined as DME that has an acquisition cost of \$5,000 or more and is either Specially Adapted DME or other DME that is designated as Exceptional DME by the Department annually by notice in the *Pennsylvania Bulletin*.

"Specially Adapted DME" is DME that is uniquely constructed or substantially adapted or modified in accordance with the written orders of a physician for the particular use of one resident, making its contemporaneous use by another resident unsuitable.

The list of Exceptional DME that has been designated by the Department is as follows:

(1) *Air fluidized beds.* The pressure relief provided by this therapy uses a high rate of airflow to fluidize fine particulate material (for example, beads or sand) to produce a support medium that has characteristics similar to liquid. May have a Gortex cover.

(2) *Powered air flotation bed (low air loss therapy).* A semi-electric or total electric bed with a fully integrated powered pressure-reducing mattress which is characterized by all of the following:

(a) An air pump or blower with a series of interconnected woven fabric air pillows which provides sequential inflation and deflation of the air cells or a low interface pressure throughout the mattress allowing some air to escape through the support surface to the resident. May have a Gortex cover.

(b) Inflated cell height of the air cells through which air is being circulated is 5 inches or greater.

(c) Height of the air chambers, proximity of the air chambers to one another, frequency of air cycling (for alternating pressure mattresses) and air pressure provide adequate patient lift, reducing pressure and prevent bottoming out.

(d) A surface designed to reduce friction and shear.

(e) May be placed directly on a hospital bed frame.

(f) Automatically readjusts inflation pressures with change in position of bed (for example, head elevation, and the like).

(3) *Augmentative communication devices.* Used by residents who are unable to use natural oral speech as a primary means of communication. The specific device requested must be appropriate for use by the resident and the resident must demonstrate the abilities or potential abilities to use the device selected. Portable devices need to supplement, aid or serve as an alternative to natural speech for residents with severe expressive communication disorders. Nonportable devices may be covered only if required for visual enhancement or physical access needs that cannot be accommodated by a portable device.

(4) *Ventilators (and related supplies).*

(a) Used by residents 21 years of age and older who require full ventilator support for a minimum of 8 hours per day to sustain life.

(b) Used by residents 20 years of age and younger who require ventilator support to sustain life (no minimum time requirement).

#### *Effective Date*

This notice is effective upon publication in the *Pennsylvania Bulletin*.

#### *Public Comment*

Interested persons are invited to submit petitions for the Department to consider additions to the Exceptional DME list or written comments regarding this notice to the Department of Public Welfare, Office of Long-Term Living, Bureau of Policy and Regulatory Management, Attention: Marilyn Yocum, P. O. Box 8025, Harrisburg, PA 17106-8025. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

BEVERLY D. MACKERETH,  
*Acting Secretary*

**Fiscal Note:** 14-NOT-822. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 13-1211. Filed for public inspection July 5, 2013, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania 50 Bucks Instant Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania 50 Bucks.

2. *Price:* The price of a Pennsylvania 50 Bucks instant lottery game ticket is \$1.

3. *Play Symbols:* Each Pennsylvania 50 Bucks instant lottery game ticket will contain one play area. The play symbols and their captions, located in the play area are: Bell (BELL) symbol, Clover (CLOVER) symbol, Pot of Gold (POT) symbol, Stack of Coins (COINS) symbol, Rainbow (RAINBW) symbol, Safe (SAFE) symbol, Wallet (WALLET) symbol, Diamond (DMND) symbol, \$ (DLRSN) symbol and a \$50 Burst (WIN50) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the play area are: FREE (TICKET), \$1<sup>.00</sup> (ONE DOL), \$2<sup>.00</sup> (TWO DOL), \$3<sup>.00</sup> (THR DOL), \$4<sup>.00</sup> (FOR DOL), \$5<sup>.00</sup> (FIV DOL), \$10<sup>.00</sup> (TEN DOL), \$20<sup>.00</sup> (TWENTY), \$50<sup>.00</sup> (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN) and \$5,000 (FIV THO).

5. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$3, \$4, \$5, \$10, \$20, \$50, \$100, \$500 and \$5,000. The player can win up to 5 times on the ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 12,000,000 tickets will be printed for the Pennsylvania 50 Bucks instant lottery game.

#### *Determination of Prize Winners:*

(a) Holders of tickets with a \$ (DLRSN) symbol in the play area and a prize symbol of \$5,000 (FIV THO) in the "prize" area below that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(b) Holders of tickets with a \$ (DLRSN) symbol in the play area and a prize symbol of \$500 (FIV HUN) in the "prize" area below that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$500.

(c) Holders of tickets with a \$ (DLRSN) symbol in the play area and a prize symbol of \$100 (ONE HUN) in the "prize" area below that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$100.

(d) Holders of tickets with a \$ (DLRSN) symbol in the play area and a prize symbol of \$50<sup>.00</sup> (FIFTY) in the

“prize” area below that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$50.

(e) Holders of tickets with a \$50 Burst (WIN50) symbol in the play area, on a single ticket, shall be entitled to a prize of \$50.

(f) Holders of tickets with a \$ (DLRSN) symbol in the play area and a prize symbol of \$20<sup>00</sup> (TWENTY) in the “prize” area below that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$20.

(g) Holders of tickets with a \$ (DLRSN) symbol in the play area and a prize symbol of \$10<sup>00</sup> (TEN DOL) in the “prize” area below that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$10.

(h) Holders of tickets with a \$ (DLRSN) symbol in the play area and a prize symbol of \$5<sup>00</sup> (FIV DOL) in the “prize” area below that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$5.

(i) Holders of tickets with a \$ (DLRSN) symbol in the play area and a prize symbol of \$4<sup>00</sup> (FOR DOL) in the “prize” area below that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$4.

(j) Holders of tickets with a \$ (DLRSN) symbol in the play area and a prize symbol of \$3<sup>00</sup> (THR DOL) in the “prize” area below that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$3.

(k) Holders of tickets with a \$ (DLRSN) symbol in the play area and a prize symbol of \$2<sup>00</sup> (TWO DOL) in the “prize” area below that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$2.

(l) Holders of tickets with a \$ (DLRSN) symbol in the play area and a prize symbol of \$1<sup>00</sup> (ONE DOL) in the “prize” area below that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$1.

(m) Holders of tickets with a \$ (DLRSN) symbol in the play area and a prize symbol of FREE (TICKET) in the “prize” area below that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of one Pennsylvania 50 Bucks instant game ticket or one Pennsylvania Lottery instant game ticket with a \$1 sale price which is currently on sale.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

Reveal A “\$” (DLRSN)  
Symbol, Win Prize Shown  
Below It. Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 12,000,000 Tickets
FREE	FREE \$1 TICKET	9.68	1,240,000
\$1 × 2	\$2	42.86	280,000
\$2	\$2	37.50	320,000
\$1 × 3	\$3	75	160,000
\$2 + \$1	\$3	100	120,000
\$3	\$3	100	120,000
\$1 × 5	\$5	150	80,000
\$5	\$5	150	80,000
\$2 × 5	\$10	300	40,000
\$5 × 2	\$10	1,500	8,000
(\$2 × 3) + \$4	\$10	1,000	12,000
(\$4 × 2) + \$2	\$10	1,000	12,000
\$10	\$10	1,500	8,000
\$4 × 5	\$20	1,500	8,000
\$5 × 4	\$20	3,000	4,000
(\$5 × 2) + \$10	\$20	3,000	4,000
\$20	\$20	3,000	4,000
\$10 × 5	\$50	3,000	4,000
\$50 w/ \$50 BURST	\$50	375	32,000
\$50	\$50	3,000	4,000
(\$50 w/ \$50 BURST) × 2	\$100	24,000	500
\$100	\$100	24,000	500
\$500	\$500	120,000	100
\$5,000	\$5,000	800,000	15

Reveal a “\$50 BURST” (WIN50) symbol, win \$50 automatically.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania 50 Bucks instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania 50 Bucks, prize money from winning Pennsylvania 50 Bucks instant lottery game tickets will be retained by the Secretary for

payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania 50 Bucks instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.



12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania 50 Bucks or through normal communications methods.

DANIEL MEUSER,  
Secretary

[Pa.B. Doc. No. 13-1212. Filed for public inspection July 5, 2013, 9:00 a.m.]

## Pennsylvania Lucky Horseshoe Instant Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Lucky Horseshoe.

2. *Price:* The price of a Pennsylvania Lucky Horseshoe instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania Lucky Horseshoe instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), Horseshoe (SHOE) symbol and a LUCKY (LUCKY) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the “prize” areas are: \$2<sup>00</sup> (TWO DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$40<sup>00</sup> (FORTY), \$75<sup>00</sup> (SVY FIV), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO) and \$25,000 (TWYFIVTHO).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$4, \$5, \$10, \$20, \$40, \$75, \$100, \$250, \$500, \$1,000 and \$25,000. The player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 13,200,000 tickets will be printed for the Pennsylvania Lucky Horseshoe instant lottery game.

### 7. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$25,000 (TWYFIVTHO) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the

“WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Lucky (LUCKY) symbol and a prize symbol of \$100 (ONE HUN) appears in two of the “prize” areas, a prize symbol of \$40<sup>00</sup> (FORTY) appears in seven of the “prize” areas and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$250 (TWOHUNFTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$250.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$250 (TWOHUNFTY) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$250.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Lucky (LUCKY) symbol and a prize symbol of \$40<sup>00</sup> (FORTY) appears in three of the “prize” areas, a prize symbol of \$20<sup>00</sup> (TWENTY) appears in six of the “prize” areas and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$250.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Lucky (LUCKY) symbol and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in all ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$100.

(l) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$75<sup>00</sup> (SVY FIV) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$75.



(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$75.<sup>00</sup> (SVY FIV) appears in the "prize" area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$75.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Lucky (LUCKY) symbol and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in five of the "prize" areas and a prize symbol of \$5.<sup>00</sup> (FIV DOL) appears in five of the "prize" areas, on a single ticket, shall be entitled to a prize of \$75.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$40.<sup>00</sup> (FORTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$40.<sup>00</sup> (FORTY) appears in the "prize" area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$40.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$20.<sup>00</sup> (TWENTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$20.<sup>00</sup> (TWENTY) appears in the "prize" area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$20.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Horseshoe (SHOE) symbol

and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in the "prize" area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$10.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$5.<sup>00</sup> (FIV DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$5.<sup>00</sup> (FIV DOL) appears in the "prize" area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$5.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$4.<sup>00</sup> (FOR DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$4.<sup>00</sup> (FOR DOL) appears in the "prize" area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$4.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$2.<sup>00</sup> (TWO DOL) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(z) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Horseshoe (SHOE) symbol and a prize symbol of \$2.<sup>00</sup> (TWO DOL) appears in the "prize" area under that Horseshoe (SHOE) symbol, on a single ticket, shall be entitled to a prize of \$2.

**8. Number and Description of Prizes and Approximate Odds:** The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*When Any Of Your Numbers Match Either  
Winning Number, Win Prize Shown Under  
The Matching Number. Win With:*

	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 13,200,000 Tickets</i>
\$2 w/ HORSESHOE	\$2	13.64	968,000
\$2	\$2	30	440,000
\$2 × 2	\$4	75	176,000
\$4 w/ HORSESHOE	\$4	37.50	352,000
\$4	\$4	75	176,000
\$5 w/ HORSESHOE	\$5	50	264,000
\$5	\$5	150	88,000
\$2 × 5	\$10	300	44,000
\$5 × 2	\$10	375	35,200
\$10 w/ HORSESHOE	\$10	214.29	61,600
\$10	\$10	375	35,200
\$5 × 4	\$20	750	17,600
\$10 × 2	\$20	750	17,600
\$20 w/ HORSESHOE	\$20	375	35,200
\$20	\$20	750	17,600
\$10 × 4	\$40	2,182	6,050
\$20 × 2	\$40	2,182	6,050
(\$5 w/ HORSESHOE) × 8	\$40	1,000	13,200
\$40 w/ HORSESHOE	\$40	1,043	12,650
\$40	\$40	2,182	6,050

*When Any Of Your Numbers Match Either  
Winning Number, Win Prize Shown Under  
The Matching Number. Win With:*

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 13,200,000 Tickets
LUCKY w/ (( $\$10 \times 5$ ) + ( $\$5 \times 5$ ))	\$75	1,200	11,000
(( $\$10$ w/ HORSESHOE) $\times 7$ ) + $\$5$	\$75	3,529	3,740
\$75 w/ HORSESHOE	\$75	3,636	3,630
\$75	\$75	3,636	3,630
LUCKY w/ $\$10 \times 10$	\$100	3,000	4,400
(( $\$20 \times 2$ ) + ( $\$10 \times 6$ ))	\$100	12,000	1,100
\$75 + $\$20$ + $\$5$	\$100	12,000	1,100
\$100 w/ HORSESHOE	\$100	12,000	1,100
\$100	\$100	12,000	1,100
LUCKY w/ (( $\$40 \times 3$ ) + ( $\$20 \times 6$ ) + ( $\$10$ ))	\$250	13,333	990
(( $\$75 \times 2$ ) + $\$100$ )	\$250	60,000	220
\$250 w/ HORSESHOE	\$250	40,000	330
\$250	\$250	60,000	220
LUCKY w/ (( $\$100 \times 2$ ) + ( $\$40 \times 7$ ) + ( $\$20$ ))	\$500	24,000	550
\$500 w/ HORSESHOE	\$500	60,000	220
\$500	\$500	120,000	110
\$1,000	\$1,000	30,000	440
\$25,000	\$25,000	660,000	20

Reveal a "HORSESHOE" (SHOE) symbol, win prize shown under it automatically.

Reveal a "LUCKY" (LUCKY) symbol, win all 10 prizes shown.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Game for retailers who sell Pennsylvania Lucky Horseshoe instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Lucky Horseshoe, prize money from winning Pennsylvania Lucky Horseshoe instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Pennsylvania Lucky Horseshoe instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Pennsylvania Lucky Horseshoe or through normal communications methods.

DANIEL MEUSER,  
Secretary

[Pa.B. Doc. No. 13-1213. Filed for public inspection July 5, 2013, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Meetings Scheduled

The Transportation Advisory Committee will hold a meeting on Thursday, July 11, 2013, from 10 a.m. to 12 p.m. in the Large Conference Room, Turnpike Administration Building, Middletown, PA. For more information contact Julie Harmantzi at (717) 787-2913 or jharmantzi@pa.gov.

The Rail Freight Advisory Committee will hold a meeting on Tuesday, July 16, 2013, from 12 p.m. to 3 p.m. in Conference Room 8N1, Commonwealth Keystone Building, Harrisburg, PA. For more information contact Megan Mott at (717) 214-9757 or memott@pa.gov.

BARRY J. SCHOCH, P.E.,  
Secretary

[Pa.B. Doc. No. 13-1214. Filed for public inspection July 5, 2013, 9:00 a.m.]

## GOVERNOR'S OFFICE

### Regulatory Agenda

Executive Order 1996-1 requires all agencies under the jurisdiction of the Governor to submit for publication an agenda of regulations under development or consideration. Subsequent agendas will be published on the first Saturdays in February and July.

The agendas are compiled to provide members of the regulated community advanced notice of regulatory activity. It is the intention of the Administration that these agendas will serve to increase public participation in the regulatory process.

Agency contacts should be contacted for more information regarding the regulation and the procedure for submitting comments.

This Agenda represents the Administration's present intentions regarding future regulations. The nature and complexity of an individual regulation obviously will determine whether and when any particular regulation listed below (as well as any considered subsequent to publication of this Agenda) is published.

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
<b>ADMINISTRATION</b>			
No regulations being developed or considered at this time.			
<b>AGING</b>			
No regulations being developed or considered at this time.			
<b>AGRICULTURE</b>			
Domestic Animal 7 Pa. Code Chapter 2, 3, 16, 18 and 20a	July 2014, as proposed.	The long-term project is intended to update the Department's Regulatory authority to make it more consistent with the provisions of the Domestic Animal Law (3 Pa.C.S. §§ 2301—2389).	Craig E. Shultz, DVM, Director (717) 772-2852
Biofuels 70 Pa. Code Chapter 11	August 2013, as proposed.	This will establish regulations required under the Biofuel Development and In-State Production Incentive Act.	Walt Remmert (717) 787-6772
Weights and Measures Regulations 70 Pa. Code Chapters 1—101	September 2013, as proposed.	This long-term project is intended to update the Department's regulations authorized by the Consolidated Weights and Measures Act.	Walt Remmert (717) 787-6772
Harness Racing Commission 58 Pa. Code Chapter 183	July 2013, as proposed.	This regulation is necessary to update current regulations, make them more user-friendly and address conditions which exist in harness racing that did not exist when the current regulations were originally promulgated. This regulation is a long-term project and would amend 58 Pa. Code Chapters 181, 183, 185 and 186—190, including the general authority of the Commission and provisions relating to associations licensed to conduct pari-mutuel wagering, individual licensing, licensing of officials, rules of the conduct of races, veterinary practices, equine health, and medication, wagering, due process and disciplinary action.	Brook Duer (717) 787-8744
Horse Racing Commission 58 Pa. Code Chapter 163	August 2013, as proposed.	This regulation will raise fees for certain occupational licenses (such as owner, trainer or jockey licenses) that are required under the Pennsylvania Race Horse Industry Reform Act, while keeping these fees under the maximum license fee levels authorized by that statute.	Brook Duer (717) 787-8744

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Horse Racing Commission 58 Pa. Code Chapter 165	August 2013, as proposed.	This regulation is necessary to update current regulations, make them more user-friendly and address conditions which exist in thoroughbred horse racing that did not exist when the current regulations were originally promulgated. This regulation is a long-term project and would amend 58 Pa. Code Chapters 161, 163, 165, 167, 169, 171 and 173 including the general authority of the Commission and provisions relating to associations licensed to conduct pari-mutuel wagering, individual licensing, licensing of officials, rules of the conduct of races, veterinary practices, equine health and medication, wagering, due process and disciplinary action.	Brook Duer (717) 787-8744
Commercial Feed Rules and Regulations 7 Pa. Code Chapter 71	October 2013, as proposed.	This regulation will replace 7 Pa. Code Chapter 71 and implement provisions of 3 Pa.C.S. §§ 5101—5115 (Commercial Feed Act).	Erin Bubb (717) 772-5215
Pet Food Rules and Regulations 7 Pa. Code Chapter 72	October 2013, as proposed.	This regulation will replace 7 Pa. Code Chapter 72 and implement provisions of 3 Pa.C.S. §§ 5101—5115 (Commercial Feed Act).	Erin Bubb (717) 772-5215
Fertilizer Regulations 7 Pa. Code Chapter 73	December 2013, as proposed.	This regulation will replace 7 Pa. Code Chapter 73 and implement provisions of 3 Pa.C.S. §§ 6701—6725 (Fertilizer Act).	Erin Bubb (717) 772-5215
Soil and Plant Amendment Regulations 7 Pa. Code Chapter 130a	December 2013, as proposed.	This regulation will replace 7 Pa. Code Chapter 130a and implement provisions of 3 Pa.C.S. §§ 6901—6921 (Soil and Plant Amendment Act).	Erin Bubb (717) 772-5215
Clean and Green Regulations 7 Pa. Code Chapter 137b	June 2013, as proposed.	This regulation will address statutory changes made by six separate amendments to the underlying statute, and will otherwise update the current regulations.	Douglas Wolfgang (717) 783-3167
Agriculture Conservation Easement Purchase Program Regulations 7 Pa. Code Chapter 138e	December 2013, as proposed.	This regulation will address statutory changes made by Act 61 of 2005 and Act 46 of 2006, and will otherwise update the current regulations.	Douglas Wolfgang (717) 783-3167
PA Food Code 7 Pa. Code Chapter 46	July 2013, as final.	This regulation will amend 7 Pa. Code Chapter 46 to make this Chapter consistent with the Retail Food Facility Safety Act and the Food Safety Act.	Lydia Johnson (717) 787-4315
Pennsylvania Preferred Program Regulations	July 2013, as proposed.	This regulation will establish standards required under the Pennsylvania Preferred Act (3 Pa.C.S. §§ 4601—4611).	Lela Reichart (717) 783-8462



<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
<b><i>BANKING &amp; SECURITIES</i></b>			
Annual Assessment Regulation	Late 2013	Required pursuant to 17 Pa.C.S. § 503(a) and 71 P. S. § 733-204.A.	Carter D. Frantz Chief Counsel (717) 787-1471
Regulation governing continuing education under the Debt Management Services Act.	Late 2013	Required pursuant to 63 P. S. § 2409(c).	Carter D. Frantz Chief Counsel (717) 787-1471
Merger-related amendatory regulations under the Pennsylvania Securities Act of 1972	Early 2014	Required pursuant to 70 P. S. § 1-609	Carter D. Frantz Chief Counsel (717) 787-1471
<b><i>BOARD OF PARDONS</i></b>			
No regulations being developed or considered at this date.			
<b><i>COMMUNITY &amp; ECONOMIC DEVELOPMENT</i></b>			
Title 12 of the Pennsylvania Code, Chapter 149	June, 2013	The Manufactured Housing Improvement Act as amended on May 8, 2012 requires the Department to promulgate regulations to establish an installation and construction (habitability) standard for manufactured homes previously installed and are now being relocated to a site in the Commonwealth (relocated/used manufactured homes). Currently there are no clear standards for the manufactured housing industry or local code officials to follow for proper handling of these relocated manufactured homes. This regulation will enable the department to develop and publish these standards or guides.	Mark Conte (717) 720-7416
<b><i>COMMISSION ON CRIME AND DELINQUENCY</i></b>			
37 Pa. Code Chapter 431 Constables' Education and Training Board	August 2013	The purpose of this regulation is to eliminate any waivers of the firearms portion of the basic training course, preclude any constable under the age of 21 from participating in the firearms portion of the basic training course and to require a constable who fails a first and second examination in the basic training course bear the financial responsibility for a second or third basic training. The proposed rulemaking also eliminates the 10mm caliber firearm from the firearms training course. Recent statutory changes have necessitated updates to the regulations.	John Pfau 265-8546

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
<b>CONSERVATION &amp; NATURAL RESOURCES</b>			
State Forests (Chapter 21)	Publish proposed rulemaking July 2013	A number of provisions in this chapter need to be clarified and updated. The State Forest Picnic Area chapter (23) will be incorporated into this chapter to eliminate duplication and for ease of reference. Legal basis: Sections 302, 313, 502 of the Conservation & Natural Resources Act (71 P. S. §§ 1340.302, 1340.313 and 1340.502)	Matt Beaver (717) 783-0379 Wendy Carson, Esq. (717) 772-4171
State Forest Picnic Areas (Chapter 23)	Publish proposed rulemaking July 2013	The provisions of this chapter will be incorporated into Chapter 21 (State Forests) for purposes of simplification and ease of reference. Legal basis: Sections 302, 313 and 502 of the Conservation & Natural Resources Act (71 P. S. §§ 1340.302, 1340.313 and 1340.502)	Matt Beaver (717) 783-0379 Wendy Carson, Esq. (717) 772-4171
<b>CORRECTIONS</b>			
Revisions to 37 Pa. Code Chapter 91.3	September 2013, as proposed	The county reception regulations are being revised to be consistent with statutory law mandating that certain documentation be presented by the counties before inmate reception can occur.	Randall N. Sears (717) 728-7763
Revisions to 37 Pa. Code Chapter 93.2	September 2013, as proposed	The inmate correspondence regulations are being revised for clarification and to more accurately comport with current standards.	Randall N. Sears (717) 728-7763
Revisions to 37 Pa. Code Chapter 93.301—93.308	September 2013, as Proposed	The Motivational Boot Camp regulations are being revised to reduce costs by eliminating unnecessary mandates.	Jamie Boyd (717) 728-7761
Revisions to 37 Pa. Code Chapter 94	September 2013, as proposed	The release and prerelease regulations are being revised to maximize cost-savings through efficient use of prerelease facilities.	Joseph Fulginiti (717) 728-7761
Revisions to 37 Pa. Code Chapter 96(a)	September 2013, as proposed	The temporary transfers of regulations are being revised to require the counties to pay reasonable transportation costs for inmates transferred pursuant to court appearances.	Julie Tilghman (717) 728-7761

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
<b>DRUG AND ALCOHOL PROGRAMS</b>			
General Standards for Free-Standing Treatment Activities 28 Pa. Code Chapter 709, Subchapter C	Fall 2013, as proposed.	These existing regulations are being revised to reduce redundant and obsolete regulations, with a focus upon patient care and safety, and to require certain incident reporting by all drug and alcohol facilities to DDAP. Act 50 of 2010 authorizes DDAP to modify drug and alcohol regulations promulgated by DOH.	Tawny Mummah (717) 787-9354
Staffing Requirements for Drug and Alcohol Treatment Activities 28 Pa. Code Chapter 704	Spring 2014, as proposed.	These existing regulations are being revised to update staffing requirements. Act 50 of 2010 authorizes DDAP to modify drug and alcohol regulations promulgated by DOH.	Tawny Mummah (717) 787-9354
<b>EDUCATION</b>			
Standards for Approved Private Schools 22 Pa. Code Chapter 171, Subchapter C	Fall 2013, as final.	These standards define the elements of Approved Private Schools and the Chartered Schools (schools for the deaf and blind). These standards contain general provisions and allowable expenses and costs. The standards are promulgated under the Authority of the Public School Code of 1949, as amended, P. L. 30, No. 14, March 16, 1949, P. S. §§ 1-101, et. Seq.	John Tommasini (717) 783-6134
State Board of Private Licensed Schools 22 Pa. Code Chapter 73	Summer 2013, as final.	These regulations define the requirements for obtaining licensure or registration and for operating as a Private Licensed School. The regulations also define the investigatory and hearing process for enforcement of statutory and regulatory requirements. The Board plans to update the regulations which were promulgated in 1988 to reflect inflation and to address certain issues that have arisen during that time. The regulations are promulgated under the authority of the Private Licensed Schools Act (24 P. S. §§ 6501, et. Seq.).	Patricia Landis (717) 783-8228
Regulations of the State Board of Private Academic Schools 22 Pa. Code Chapters 51, 53, 55, 57, 61 and 63	Spring 2014, as proposed.	These regulations define the requirements for obtaining licensure as a Private Academic School. The Board plans to update the regulations, which were promulgated in 1988. The regulations are promulgated under the Authority of the Private Academic Schools Act (24 P. S. §§ 6701 et. Seq.).	Robert Staver (717) 783-6583

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
State Board of Education 22 Pa. Code Chapter 18	Fall 2013, as proposed	These regulations address criteria the Secretary of Education may consider in determining whether to designate a school district in financial recovery status and in determining whether a district is in moderate or severe recovery status. The regulations are promulgated under the authority of the Public School Code of 1949, 24 P. S. § 621-A(A)(2)(I).	Karen Molchanow (717) 787-3787
Standards for Approved Private Schools 22 Pa. Code Chapter 171, Subchapter A	Fall 2013, as proposed.	These standards define the elements of Approved Private Schools and the Chartered Schools (schools for the deaf and blind). This subchapter contains general provisions, which the Department seeks to update to conform to intervening changes in applicable law. The standards are promulgated under the Authority of the Public School Code of 1949, as amended, P. L. 30, No. 14, March 16, 1949, P. S. §§ 1-101, et. Seq.	John Tommasini (717) 783-6134
Regulations of the State Library and Advisory Council on Library Development 22 Pa. Code, Chapters 131, 133, 135, 127, 141, 142 and 143	Fall 2013, as proposed.	The Department will be promulgating regulations under the Authority of the Library Code of 2012, Act 210 of 2012, P. N. 2411. The Department plans to update the regulations (promulgated in 1962) in 2013. These regulations will address the use of the State Library, the Advisory Council on Library Development, general provisions and plans for the use of State Aid, certification of library personnel, grants for public library facilities and state document depositories.	Stacey Aldrich (717) 783-2466
<b>EMERGENCY MANAGEMENT AGENCY</b>			
No regulations being developed or considered at this time.			
<b>ENVIRONMENTAL HEARING BOARD</b>			
Pa. Code Title 25 Chapter 1021 Practice and Procedure	The Environmental Hearing Board has submitted proposed rulemaking which is expected to be published in the <i>Pa. Bulletin</i> in May 2013.	The Environmental Hearing Board intends to propose the following revisions to its rules of practice and procedure: 1) correct an omission in the language of 25 Pa. Code § 1021.51 which was amended in 2009, 2) eliminate its rules pertaining to the Costs Act which has expired, 3) adopt rules to implement mandatory electronic filing, and 4) clarify the types of responses that may be filed to a dispositive motion.	Maryanne Wesdock Senior Counsel (412) 565-5245



<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
<b>ENVIRONMENTAL PROTECTION</b>			
Noncoal Program Noncoal Surface Mining Conservation and Reclamation Act 25 Pa. Code Chapter 77	Winter 2013, as proposed	This rulemaking includes revisions to Chapter 77 (Noncoal Mining) that govern the licensing of mine operators and permitting of mines for minerals other than coal. Specific areas for revision include clarification of permit application requirements including hydrologic data requirements.	Bill Allen 717-783-9580 wallen@pa.gov
Water Supply Replacement Surface Mining Conservation & Reclamation Act 25 Pa. Code Chapters 87 and 88	Summer/Fall 2013, as proposed	The rulemaking includes revisions to Chapters 87 and 88, which will clarify what is necessary to meet the coal mine operator's obligation to permanently pay the operation and maintenance costs for replacement water supplies.	Bill Allen 717-783-9580 wallen@pa.gov
Remining Requirements (Subchapters F and G Revisions) Surface Mining Conservation and Reclamation Act 25 Pa. Code Chapters 86 and 88	Summer/Fall 2013, as proposed	The rulemaking includes amendments to remining requirements in Chapters 86 and 88 (Subchapters F and G) in order to reflect changes enacted in EPA regulations.	Bill Allen 717-783-9580 wallen@pa.gov
Federal Office of Surface Mining (OSM) Program Consistency Updates Surface Mining Conservation and Reclamation Act 25 Pa. Code Chapters 86, 89 and 90	Summer/Fall 2013, as proposed	The rulemaking will include amendments to clarify the definition of "mining activities" in Chapter 86 in order to comply with Federal regulatory requirements; revisions to Chapter 89 effluent limits for passive treatment systems to comply with Federal regulations; and updates to Chapter 90 coal refuse site selection regulations to comply with the revised Coal Refuse Disposal Control Act.	Bill Allen 717-783-9580 wallen@pa.gov
Areas Unsuitable for Surface Mining Surface Mining Conservation and Reclamation Act 25 Pa. Code Chapter 86	Summer 2013, as proposed	The rulemaking includes amendments to Chapter 86 to designate coal seams within Big Run watershed, Graham Township, Clearfield County, as unsuitable for surface mining operations. The regulation results from a petition submitted to the Environmental Quality Board by the Graham Township Supervisors, which requested that the Big Run drainage be designated as unsuitable for surface mining operations.	Geoff Lincoln 717-783-9582 glincoln@pa.gov
Financial Guarantees Acts 95 and 157 of 2012 25 Pa. Code Chapter 86	Summer 2013, as proposed	This rulemaking will implement Acts 95 and 157 which provide for an incentive for reclamation of mine sites with bioenergy crops and establish the Land Reclamation Financial Guarantee Program, respectively.	Bill Allen 717-783-9580 wallen@pa.gov

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Handling and Use of Explosives Explosives Act of 1937; The Administrative Code of 1929; Reorganization Plan No. 2 of 1975; Reorganization Plan No. 8 of 1981; Surface Mining Conservation and Reclamation Act; and Noncoal Surface Mining Conservation and Reclamation Act 25 Pa. Code Chapter 211	Fall 2013, as proposed	The rulemaking will revise current explosive regulations to address blasting activities relating to seismic exploration. The rulemaking will also update explosives use requirements, enforcement authority and eliminate antiquated requirements.	Rick Lamkie 814-472-1885 rlamkie@pa.gov
Oil & Gas Well Program Oil and Gas Act 25 Pa. Code Chapter 78, Subchapter C	Summer 2013, as proposed	The rulemaking includes revisions to Chapter 78 (Oil and Gas Wells) Subchapter C, regulating all surface activities associated with Oil and Gas exploration and development, including: changes to PPC planning, production fluid control, storage, disposal and containment in pits/tanks, liner standards for centralized impoundments, disposal of drill cuttings and residual wastes, secondary containment, site restoration, pipelines, water management plans, reporting releases and road spreading of brine.	Scott Perry 717-783-9438 scperry@pa.gov
Oil & Gas Well Program Oil and Gas Act 25 Pa. Code Chapter 78, Subchapter D	Winter 2013, as proposed	The rulemaking includes revisions to Chapter 78 (Oil and Gas Wells) Subchapter D, regulating the drilling, casing, cementing, completion, operation, production, plugging and other subsurface activities associated with Oil and Gas exploration and development, including revisions to well plugging procedures, venting, alternative methods, and to address the plugging of unconventional wellbore laterals and coal bed methane wells.	Kurt Klapkowski 717-772-2199 kklapkowski@pa.gov
Oil & Gas Well Program Oil and Gas Act 25 Pa. Code Chapter 78, Subchapter B	Summer 2013, as proposed	The rulemaking includes revisions to Chapter 78 (Oil and Gas Wells), Subchapter B, to increase well permit fees for wells that produce gas from nonconventional formations.	Kurt Klapkowski 717-772-2199 kklapkowski@pa.gov
Underground Coal Mine Safety Surface Regulations Bituminous Coal Mine Safety Act 25 Pa. Code Chapter 208	Spring 2013, as proposed	The rulemaking adopts by reference, with certain modifications, the MSHA regulations (30 CFR Part 77) for surface areas of underground bituminous coal mines.	Joseph Sbaffoni 724-439-7469 jsbaffoni@pa.gov
Underground Coal Mine Safety High Voltage Continuous Mining Machine Standards for Underground Coal Mines Bituminous Coal Mine Safety Act 25 Pa. Code Chapter 208	Summer 2013, as proposed	This rulemaking adopts by reference, with certain modifications, the MSHA regulations (30 CFR Part 75) for a high voltage continuous mining machine standard for underground bituminous coal mines.	Joseph Sbaffoni 724-439-7469 jsbaffoni@pa.gov

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Underground Coal Mine Safety Maintenance of Incombustible Content of Rock Dust in Underground Coal Mines Bituminous Coal Mine Safety Act 25 Pa. Code Chapter 208	Spring 2013, as proposed	This rulemaking adopts by reference, with certain modifications, the MSHA regulations (30 CFR Part 75) for maintenance of incombustible content of rock dust in underground bituminous coal mines.	Joseph Sbaffoni 724-439-7469 jsbaffoni@pa.gov
Revised Total Coliform Rule Pennsylvania Safe Drinking Water Act 25 Pa. Code Chapter 109	Fall 2013, as proposed	This proposed rulemaking will amend 25 Pa. Code Chapter 109 to incorporate the federal Revised Total Coliform Rule (RTCT), which was promulgated February 13, 2013, and to make other revisions to clarify portions of Chapter 109. The RTCR is expected to improve public health protection by requiring public water systems that are vulnerable to microbial contamination to identify and fix problems. Revisions being proposed in addition to the Federal RTCR are designed to protect public health by improving and clarifying permitting, design and compliance requirements for public water systems.	Jeff Allgyer (717) 772-4015 jallgyer@pa.gov
Nutrient Credit Trading and Offsetting Program Clean Streams Law 25 Pa. Code Chapter 96.8 and Chapter 98	Summer 2013, as proposed	This rulemaking will rescind Chapter 96.8 related to the implementation of a nutrient credit trading program and create a new, separate Chapter 98 for this program. The rulemaking is also intended to implement program enhancements designed to address US Environmental Protection Agency concerns, streamline the current process for the certification, registration and verification of credits and allow for the implementation of a Statewide trading program.	Veronica Kasi (717) 772-4053 vbkasi@pa.gov
Administration of Sewage Facilities Planning Program Pennsylvania Sewage Facilities Act Clean Streams Law 25 Pa. Code Chapter 71	Fall 2013, as proposed	This rulemaking will help facilitate DEP's approval of sewage planning modules for new land development for sites located in High Quality (HQ) and Exceptional Value (EV) watersheds. The revisions to Chapter 71 would also require municipalities to certify every ten years that their official sewage facility plans remain adequate to meet the municipalities' needs.	Ron Furlan (717) 787-8184 rfurlan@pa.gov

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Administration of Sewage Facilities Permitting Program Pennsylvania Sewage Facilities Act Clean Streams Law 25 Pa. Code Chapter 72	Fall 2013, as proposed	This rulemaking will clarify DEP's ability to require and establish training requirements for sewage enforcement officers, both prior to the certification examination and for subsequent renewal of certifications. The revisions will further clarify that DEP has the ability to provide training through third-party providers that have been approved to do so by DEP, which could provide additional flexibility and efficiency in implementation of the training program.	Ron Furlan (717) 787-8184 rfurlan@pa.gov
Standards for Onlot Sewage Treatment Facilities Pennsylvania Sewage Facilities Act Clean Streams Law 25 Pa. Code Chapter 73	Fall 2013, as proposed	This rulemaking will revise DEP's standards for onlot systems for consistency with Chapters 71 and 72. For example, a section in Chapter 73 may be needed to address standards and evaluation criteria for denitrification technology to support the concept of Best Management Practices (BMPs) referenced in Chapter 71.	Ron Furlan (717) 787-8184 rfurlan@pa.gov
Water Quality Standards Triennial Review Clean Streams Law 25 Pa. Code Chapter 93	Spring 2013, as final	This rulemaking will include revisions to the Commonwealth's water quality criteria and standards in Chapter 93 to reflect the latest scientific information and Federal guidelines for criteria development, as required by the triennial review requirements in the Federal Clean Water Act.	Tom Barron (717) 787-9637 tbarron@pa.gov
Emissions of Particulate Matter Air Pollution Control Act 25 Pa. Code Chapter 139	Fall 2013, as final	The final rulemaking amends 25 Pa. Code § 139.12 (relating to emissions of particulate matter) to reflect changes in Federal test method requirements. The Environmental Quality Board amended § 139.12 at 27 Pa.B. 6804 (December 27, 1997) to require source testing only for filterable particulate matter. The United States Environmental Protection Agency has revised the source test method (Method 202) to require the testing of both filterable and condensable particulate matter for purposes of emission inventories and new source review applicability determinations. Other clarifying amendments to Chapter 139 (relating to sampling and testing) addressing timeliness of reporting requirements are also included.	Susan Hoyle 717-772-2329 shoyle@pa.gov



<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Flexible Packaging Printing Presses and Offset Lithographic and Letterpress Printing Presses Air Pollution Control Act 25 Pa. Code Chapters 121 and 129	Fall 2013, as final	The final rulemaking amends 25 Pa. Code Chapter 129 (relating to standards for sources) to add requirements to reduce the emissions of volatile organic compounds (VOCs) from flexible packaging printing presses and offset lithographic printing and letterpress printing presses to meet the Clean Air Act's "reasonably available control measures" requirement for ozone nonattainment areas. The final rulemaking amends §§ 129.51 and 129.67 (relating to general; and graphic arts systems) and adds §§ 129.67a and 129.67b (relating to control of VOC emissions from flexible packaging printing presses; and control of VOC emissions from offset lithographic and letterpress printing presses) to adopt emission limits and work practice standards for flexible packaging printing presses and offset lithographic printing and letterpress printing presses. Amendments to § 121.1 (relating to definitions) are also made to support the amendments to Chapter 129.	Susan Hoyle 717-772-2329 shoyle@pa.gov
Air Quality Title V Fee Amendments Air Pollution Control Act 25 Pa. Code Chapter 127	Summer 2013, as final	The final rulemaking amends 25 Pa. Code Chapter 127, Subchapter I (relating to plan approval and operating permit fees) by amending the existing per ton emission fee paid by the owner or operator of a Title V facility.	Dean Van Orden 717-783-9264 dvanorden@pa.gov
Amendments for the Control of Major Sources of NO <sub>x</sub> and VOCs Air Pollution Control Act 25 Pa. Code Chapter 129	Summer 2013, as proposed	The proposed rulemaking would amend the Reasonably Available Control Technology Requirements for major NO <sub>x</sub> - and VOC-emitting stationary sources; the proposed requirements would not apply to major VOC-emitting facilities subject to Federal Control Technique Guideline recommendations adopted by the Board as final rulemakings.	Susan Hoyle 717-772-2329 shoyle@pa.gov

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Control of VOCs from Gasoline Dispensing Facilities (Stage II) Air Pollution Control Act 25 Pa. Code § 129.82	Fall 2013, as proposed	The proposed rulemaking would amend 25 Pa. Code § 129.82 (relating to control of VOCs from gasoline dispensing facilities (Stage II)) to remove the requirements for installing new and operating existing Stage II vapor recovery systems. The proposed rulemaking would establish procedures for the decommissioning of existing Stage II systems and would require Stage II systems that are not decommissioned to still comply with regulatory maintenance requirements.	Susan Hoyle 717-772-2329 shoyle@pa.gov
Control of VOC Emissions from Miscellaneous Metal Products and Plastic Parts Surface Coating Processes, Automobile and Light-duty Truck Assembly Surface Coating Processes, Industrial Cleaning Solvent Operations and Fiberglass Boat Manufacturing Processes, and Amendments to Mobile Equipment Repair and Refinishing and Adhesives, Sealants, Primers and Solvents Air Pollution Control Act 25 Pa. Code Chapters 121, 129 and 130	Summer/Fall 2013, as proposed	The proposed rulemaking would amend the existing surface coating regulations under 25 Pa. Code Chapter 129 (relating to standards for sources) to further reduce the emissions of volatile organic compounds (VOCs) from miscellaneous metal products and plastic parts surface coating processes, automobile and light-duty truck assembly surface coating processes, industrial cleaning solvent operations and fiberglass boat manufacturing processes to meet the Clean Air Act (CAA) "reasonably available control measures," including "reasonably available control technology" (RACT), requirements for ozone nonattainment areas. The emission limits and work practice standards would be consistent with the recommendations of the United States Environmental Protection Agency (EPA) included in the corresponding Control Techniques Guideline (CTG) documents. The proposed rulemaking would also amend the existing surface coating regulations in 25 Pa. Code § 129.75 (relating to mobile equipment repair and refinishing) to coordinate emission limits and work practice requirements of the	Susan Hoyle 717-772-2329 shoyle@pa.gov

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		CAA RACT for automobiles and light-duty trucks and the Ozone Transport Commission model rule requirements for motor vehicle and mobile equipment non-assembly line coating operations. Clarifying amendments would be proposed for the adhesives, sealants, primers and solvents regulations in 25 Pa. Code §§ 129.77 and 130.701—130.708 (relating to control of emissions from the use or application of adhesives, sealants, primers and solvents; and adhesives, sealants, primers and solvents). Amendments to 25 Pa. Code § 121.1 (relating to definitions) would also be proposed to support the amendments to Chapter 129.	
Regulated Medical and Chemotherapeutic Waste Amendments Solid Waste Management Act 25 Pa. Code Chapters 271, 284 and 285	Fall 2013, as final	This rulemaking will amend the existing Chapter 284 and add or amend definitions in Chapter 271. The term “infectious waste” will be replaced globally with the term “regulated medical waste.” In addition to definitional changes, the rulemaking includes changes to storage, transporter licensing and manifesting requirements for regulated medical waste.	Ali Tarquino Morris 717-783-2630 altarquino@pa.gov
Radiological Health Radiation Protection Act and Radon Certification Act 25 Pa. Code Chapters 215—240	Fall 2013, as proposed	This rulemaking will amend 25 Pa. Code Chapters 215—240 in order to incorporate by reference federal regulations pertaining to the security of certain radioactive material; to address new x-ray technology that is not addressed in current regulations; and to include radon revisions that are not addressed in current regulations.	Joe Melnic 717-783-9730 jmelnic@pa.gov
Administration of Land Recycling Program Land Recycling and Environmental Remediation Standards Act 25 Pa. Code Chapter 250	Spring 2013, as proposed	This rulemaking will amend 25 Pa. Code Chapter 250 to update the Medium Specific Concentrations established under the Statewide health standards.	Troy Conrad 717-783-9480 tconrad@pa.gov
<b>GENERAL SERVICES</b>			
Responsibility, 4 Pa. Code Chapter 60	Summer 2013, as proposed	This chapter will be amended to be consistent with the Procurement Code and to provide for uniform debarment and suspension procedures.	Ken Rapp (717) 787-5295 Chuck Anderson (717) 214-7739 Michael Barrett (717) 346-9781
Committee on Construction Contract Documents, 4 Pa. Code Chapter 62	Spring 2013, as final omitted	The Procurement Code repealed the legislation creating this committee, which no longer exists.	Liz O'Reilly (717) 787-7095 Ed Olivieri (717) 783-3280

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Selections Committee, 4 Pa. Code Chapter 64	Spring 2013, as final omitted	These regulations should be rescinded since they have been superseded by the Commonwealth Procurement Code.	Liz O'Reilly (717) 787-7095 Ed Olivieri (717) 783-3280
Emergency Construction Repairs 4 Pa. Code Chapter 67	Spring 2013, as final omitted	These regulations should be rescinded since they have been superseded by the Commonwealth Procurement Code.	Liz O'Reilly (717) 787-7095 Ed Olivieri (717) 783-3280
Contract Compliance 4 Pa. Code Chapter 68 Subchapter A, Prequalification of Vendors and Non-construction Contractors	Spring 2013, as final omitted	These regulations should be rescinded since the subject matter of these rules is now covered by the directives management system.	Liz O'Reilly (717) 787-7095 Ed Olivieri (717) 783-3280
Methods of Awarding Contracts, 4 Pa. Code Chapter 69	Spring 2013, as final omitted	These regulations should be rescinded since they have been superseded by the Commonwealth Procurement Code.	Ken Rapp (717) 787-5295 Chuck Anderson (717) 214-7739
<b>HEALTH</b>			
Emergency Medical Services System Regulations 28 Pa. Code Chapters 1021—1033.	Summer 2013, as final.	These new regulations will facilitate the Department's administration of the Emergency Medical Services System Act (Act) chapter of Act 37 (2009), 35 Pa.C.S. §§ 8101—8157. The Act is designed to update the existing emergency medical services system by ensuring higher quality and better coordinated emergency medical services are provided in a system that is fully integrated with the overall health care system and, in particular, with the public health system.	Michael D.I. Siget (717) 783-2500
Communicable and non-Communicable Diseases 28 Pa. Code Chapter 27	Summer 2013, as proposed.	These existing regulations are being revised to improve the Department's ability to prevent and control the spread of communicable and non-communicable diseases. The Department's authority to promulgate these regulations is found in the Disease Prevention Control law of 1955, 35 P. S. §§ 521.1 et seq. (the Act). Section 16(a) of the (Act 35 P. S. § 521.16(a)) gives the Board authority to issue rules and regulations on a variety of matters related to communicable and	Jalene Kolb (717) 783-8228



<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		non-communicable diseases. Section 16(b) of the Act (35 P. S. § 521.16(b)) gives the Secretary of Health the authority to review existing regulations and make recommendations to the Board for changes that the Secretary considers to be desirable. There is also a legislative authority for specific provisions of the regulations. Administrative Code of 1929 (71 P. S. §§ 51 et seq.) (Code) Section 20102(g) of the Code (71 P. S. § 532(g)) provides general authority for the Department to promulgate regulations.	
Photo Identification Tag Regulations 28 Pa. Code Chapter 54	Summer 2013, as proposed.	The Health Care Facilities Act (35 P. S. §§ 448.101 et seq.) was amended by the passage of Act 2010-110 on November 23, 2010. This new section of the Act (35 P. S. § 448.809.2) requires health care workers employed in health care facilities and physician practices to wear photo identification tags that also contain other information including name, title and name of the health care facility.	James T. Steele (717) 783-2500
School Health Services 28 Pa. Code Chapter 23	Spring 2014, as proposed.	The School Health regulations were promulgated pursuant to the Department's authority to oversee school health services required by Article XIV of the Public School Code, 24 P. S. §§ 14.1401 et seq. State and Federal laws enacted since 2005 have changed the requirements for school health services. Those legislative changes require changes to the school health regulations. Anticipated changes include new provisions to address: possession and use of asthma inhalers and epinephrine auto-injectors (24 P. S. § 14-1414.1); currently accepted precautions against the spread of tuberculosis (24 P. S. § 14-1416); medical examinations of teachers and other persons including	Karin Simpson (717) 783-2500

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		volunteers (24 P. S. § 14-1418(b)); requirements for local wellness policies (24 P. S. § 14-1422.1); requirements for independent dental hygiene practitioners working in the school setting; and revisions to the duties of the Certified School Nurse to track requirements in Federal laws protecting the rights of students with disabilities and to incorporate applicable professional nursing practice standards.	
<b><i>HOUSING FINANCE AGENCY</i></b>			
No regulations being developed or considered at this date.			
<b><i>INFRASTRUCTURE INVESTMENT AUTHORITY</i></b>			
25 Pa. Code §§ 963.12(a)(7) 963.13(b)2, 963.13(c), 963.15(a), 963(15)(c), 965.4(9) and 965.7.	Spring 2014-Proposed	<p>PENNVEST recommends the following revisions:</p> <p>(1) Delete 25 Pa. Code § 963.12(a)(7) thereby allowing PENNVEST to provide financial assistance (loan and grant) for costs associated with the extraction for profit of minerals or other resources from wastewater or sludge whether the project is sponsored by a public or private actor.</p> <p>(2) Amend 25 Pa. Code § 963.13(c) by revising the section to provide for an amortization of advance funding loans with a term of 59 months of interest only and repayment on principal and interest on the 60th month.</p> <p>(3) Amend 25 Pa. Code § 963.18 by increasing the current threshold for prior written approval of change orders from \$25,000 to \$50,000.</p> <p>(4) Amend 25 Pa. Code § 963.15(a) by revising the first sentence to provide for a change in the normal loan term to allow 3 years of interest only prior to principal amortization.</p> <p>(5) Amend 25 Pa. Code § 963.15(c)(5) to provide that maximum interest rates on loans shall be determined based upon the unemployment rate for the applicable county in the most recent calendar year for which data has been finalized as of the application cutoff date.</p> <p>(6) Amend 25 Pa. Code § 965.4(9) to allow for eligible land costs under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.</p>	Shawn W. Weis (717) 783-6776

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		(7) Delete 25 Pa. Code § 965.7 to eliminate the requirement for a second opinion project review. (8) Delete 25 Pa. Code § 963.18(c)(2)(iii) to eliminate the requirement for prior written approval of change orders that exceed \$25,000 or 2 percent of the amount of the project's construction cost, or an aggregate of all change orders that exceed 10 percent of the project's construction cost. (9) Delete 25 Pa. Code § 965.9(d) to eliminate the requirement for performance certifications 1 year after initiation of operation. (10) Amend 25 Pa. Code § 963.15(c)(6) by revising the sentence to define "bond interest rate" to mean the rate of interest paid by the Commonwealth in its issuance of general obligation bonds immediately preceding the date of the approval of the loan.	
<b>INSURANCE</b>			
31 Pa. Code §§ 25.1—25.23, Rules and Procedural Requirements for Insurance Holding Company Systems	Fall 2013, as proposed.	This Chapter will be updated in accordance with NAIC model regulation standards amendments to the Holding Companies Act enacted in July of 2012.	Peter J. Salvatore, Regulatory Coordinator 717-787-4429
31 Pa. Code §§ 124.1—124.10, Surplus Lines Insurance	Fall 2013, as final.	This Chapter will be updated in accordance with amendments made to the "Surplus Lines Law" (40 P. S. §§ 991.1601—991.1626) in 2002, 2010 and 2011.	Peter J. Salvatore, Regulatory Coordinator 717-787-4429
31 Pa. Code §§ 84.1—84.6, Tables Approved for use in Determining Minimum Nonforfeiture Standards and Minimum Standards for Valuation	Winter 2013, as proposed.	This Chapter will be updated in accordance with amendments made by the NAIC to the corresponding model regulation to add an updated individual annuity mortality table.	Peter J. Salvatore, Regulatory Coordinator 717-787-4429
<b>LABOR AND INDUSTRY</b>			
Uniform Construction Code, Title 34, Part XIV, Bureau of Occupational and Industrial Safety	Submit proposed rulemaking in Winter 2014	Update and clarify administrative provisions of the Uniform Construction Code and adopt updated standards for elevator construction	Edward Leister 717-783-6304
Flammable and Combustible Liquids, Title 37, Part I, Bureau of Occupational and Industrial Safety	Submit proposed rulemaking in Summer 2013	Update regulations based on Act 144 of 2012 and adopt requirements for storage and dispensing of compressed natural gas as vehicular fuel	Edward Leister 717-783-6304
Unemployment Compensation Title 34, Chapter 101, Board of Review	Submitted final omitted in Spring 2013	Delete language re distance requirement in telephone regulation to conform with Act 6 of 2011	Gerard Mackarevich 717-783-1232

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Bureau of Labor Law Compliance, Title 34, Part XII, Chapter 225, Prohibition of Excessive Overtime in Health Care Act	Submit final-form rulemaking in Fall 2013	Regulations to establish a complaint and hearing process	Karen Galli 717-787-4186
Bureau of Labor Law Compliance, Title 34, Chapters 83 and 84, Apprentices	Submit proposed rulemaking in Spring 2014	Amend regulations to reflect Federal requirements.	Rich Lengler 717-787-4186
Office of Deaf and Hard of Hearing, Title 34, Chapter 501 Registration of Sign Language Interpreters and Translitterators	Submit proposed rulemaking in Fall 2013	Amend regulations to be consistent with amendments in Sign Language Interpreter and Translitterator State Registration Act, 63 P. S. §§ 1725.1—1725.11, that were enacted in November 2010.	Sharon Behun 717-783-4912
Workers' Compensation Appeal Board (Board), Title 34, Chapter 111, Special Rules of Administrative and Procedure Before the Board	Submit proposed rulemaking by Winter 2014	Revise regulations to reflect evolving procedures and technological changes	Commissioner Alfonso Frioni, Jr. 412-531-2680
Office of Adjudication, Title 34, Chapter 131, Special Rules of Administrative Practice and Procedure Before the Workers' Compensation Judges	Submit proposed rulemaking by Winter 2014	Revise regulations to reflect evolving procedures and technological changes	Director of Adjudication Elizabeth Crum 717-783-4151
Bureau of Labor Law Compliance, Title 34, Chapter 11, Employment of Minors	Submit proposed rulemaking by Fall 2013	Revise/update current regulations in light of the new Child Labor Act	Richard Lengler 717-787-4186
<b>MILITARY AND VETERANS AFFAIRS</b>			
43 Pa. Code Chapter 11 Fort Indiantown Gap	July 2013, as final omitted	Section 708 of the Military and Veterans Code (51 Pa.C.S. § 708) authorizes the Adjutant General to promulgate rules, regulations, and policies for the continuing operation of Fort Indiantown Gap and to designate regulations as being for the protection of persons or property at Fort Indiantown Gap. The new 43 Pa. Code Chapter 11 provides comprehensive regulations for the operation, management and control of this military installation. Fort Indiantown Gap is owned by the Commonwealth, but the bulk of it is leased by the U.S. Government. The Fort Indiantown Gap Police Force is a state entity with offices commissioned under state law and powers and duties defined by 51 Pa.C.S. § 711.	Dennis Guise (717) 861-8503



<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
43 Pa. Code Chapter 7 State Veterans Homes	August 2013, as final omitted	The Department wishes to promulgate a comprehensive update to its regulations on State Veterans' Homes. The statutory authority for these regulations is section 902(10) of the Military and Veterans Code (51 Pa.C.S. § 903(10)). These regulations are out-of-date. They were last updated in 1986. The purpose of the changes to these regulations is to bring them in line with best practices in the long-term care arena.	Dennis Guise (717) 861-8503
<b>MUNICIPAL POLICE OFFICERS' EDUCATION AND TRAINING COMMISSION</b>			
Title 37 Pa. Code § 203	Spring 2014	Omnibus revisions to Chapter 203, which pertains to the certification and training of the Commonwealth's Municipal Police officers.	Major Marshall A. Martin (717) 783-5566
<b>PENNSYLVANIA MUNICIPAL RETIREMENT SYSTEM</b>			
No regulations being developed or considered at this time.			
<b>PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY</b>			
22 Pa. Code Chapter 121 Student Financial Aid	June 2013 as Proposed	These regulations have not been updated in some time. The revisions seek to increase the transparency in regard to the processes used for financial assistance determinations.	Christine Zuzack (717) 720-2368
<b>PROBATION AND PAROLE</b>			
Revision to 37 Pa. Code §§ 63, 65, 67, 69, 71, 73, 75 and 77 "Board of Probation and Parole"	Continues to be worked on in FY 2013.	Updates to incorporate recent changes to Title 61 and emphasis on evidence based practices.	Barbara Christie Chief Counsel (717) 787-8126
Addition of a section to 37 Pa. Code Part II. "Board of Probation and Parole"	Continues to be worked on in FY 2012.	Addition to address urinalysis collection as mandated by 61 Pa.C.S. § 6137(e).	Colleen Fickel, Director, Central Services, PBPP (717) 787-5699 x 292
37 Pa. Code Chapter 79 The County Probation and Parole Officers Firearms Education and Training Law 61 P. S. § 332.5(13) requires the Commission to "make rules and regulations and to perform other duties as may be reasonably necessary or appropriate to implement the training program for county probation and parole officers."	Summer, 2013 as proposed.	Add new sections relating to "Break in Service," and "Weapons Change."	Todd Burns Executive Director, FETC (717) 787-5699 x 389
<b>PUBLIC SCHOOL EMPLOYEES' RETIREMENT SYSTEM</b>			
No regulations being developed or considered at this time.			
<b>PUBLIC WELFARE</b>			
Payment for Nursing Facility Services Provided by Special Rehabilitation Nursing Facilities; Change in Methods and Standards of Setting Payment Rates. 55 Pa. Code Chapter 1187	August 2013, as proposed	This change in rate methodology will allow the Commonwealth to provide for a distinct method of calculating peer group medians and prices between the initial four Special Rehabilitation Facilities (SRFs) and the facilities classified as SRFs after 2000.	Angie Logan (717) 772-4141

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Supplemental Ventilator Care Payment for Medical Assistance Nursing Facilities 55 Pa. Code Chapters 1187 and 1189	June 2013, as proposed	This change in rate methodology will allow the Commonwealth to offer a new category of supplemental payment to Medical Assistance (MA) nursing facilities that care for a significant number of MA ventilator care residents beginning July 1, 2012.	Angie Logan (717) 772-4141
Rate Setting for County Nursing Facilities that Privatize 55 Pa. Code Chapters 1187 and 1189	August 2013, as proposed	This regulation will codify the methodology for setting rates for county nursing facilities that have a change of ownership to a nonpublic nursing facility provider. County nursing facilities that have a change of ownership will have per diem rates determined using the peer group price for resident care, other resident related and administrative costs from the appropriate peer group in accordance with 55 Pa. Code Chapter 1187.45 (relating to peer grouping for price setting) until there is a nursing facility cost report submitted by the new provider audited for use in the rebasing process.	Angie Logan (717) 772-4141
Administration of County Children and Youth Programs 55 Pa. Code Chapter 3130	February 2014, as proposed	This regulation incorporates the amendments to the Juvenile Act as a result of Act 126 of 1998 and the Federal regulations for Title IV-B and Title IV-E funding for child welfare services for children in their own homes and for children receiving placement services. Major changes include permanency hearings and the matters to be determined, requirements related to reasonable efforts including aggravated circumstances contrary to the welfare and best interests and redefining permanency goals for children.	Angie Logan (717) 772-4141
<b>REVENUE</b>			
Amendments to Estates & Trusts—Personal Income Tax Regulations 61 Pa. Code Chapters 101, 103, 105 and 117	December 2013, as proposed.	The Department is promulgating this regulation to codify the Department's policy for the taxation of estates and trusts in the Commonwealth and to provide clear instructions for taxpayers regarding reporting requirements.	Douglas Berguson 717-346-4633
Amendments to Realty Transfer Tax Regulations 61 Pa. Code Chapter 91	December 2013, as final	Amendments to the Realty Transfer Tax regulations are being proposed to improve the clarity and effectiveness of the regulations.	Douglas Berguson 717-346-4633

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Amendments to Local Option Small Games of Chance (SGOC) 61 Pa. Code Chapter 901a	December 2013, as proposed	The Department is proposing to replace Chapter 901 with a new Chapter 901a as a result of the amendments to the SGOC law enacted under Acts 2 and 184 of 2012. The proposed rulemaking will reorganize and clarify the SGOC regulations as well as incorporate necessary changes to implement Acts 2 and 184.	Douglas Berguson 717-346-4633
General Provisions Application of Payments 61 Pa. Code Chapter 5a	December 2013, as proposed	The Department is promulgating this regulation to clarify the provisions of the Taxpayers' Bill of Rights and provide a procedure for the application of a payment received from a taxpayer to tax liability owed the Department.	Douglas Berguson 717-346-4633
<b>STATE</b>			
Bureau of Professional and Occupational Affairs— Telephonic Testimony— 49 Pa. Code Chapter 43b. (number not yet assigned)	Fall 2013, as Proposed.	This proposed rulemaking would provide rules for the admission of testimony received by telephone at hearings conducted by boards/commissions or hearing examiners. Statutory Authority: Section 3 of the act of July 2, 1993 (P. L. 345, No. 48) authorizes the Commissioner of Professional and Occupational Affairs to promulgate regulations setting forth the procedural rules to be followed in the conduct of hearings in disciplinary matters before a licensing board or commission, after consultation with the licensing boards and commissions.	Cynthia K. Montgomery (717) 783-7200
Recording Devices— 49 Pa. Code §§ 43b.101— 43b.102 (16A-45)	Fall 2013, as Proposed.	This proposed rulemaking would provide rules for the use of electronic (audio and visual) recording devices during meetings of the boards and commissions within the Department of State for which the Bureau of Professional and Occupational Affairs provides administrative support. Statutory Authority: Sections 710 and 711 of the Sunshine Act, Act of October 15, 1998 (P. L. 179, No. 93) authorizes the adoption of rules and regulations governing the use of recording devices in public meetings.	Cynthia K. Montgomery (717) 783-7200
State Board of Accountancy —General Revisions— 49 Pa. Code Chapter 11 (number not yet assigned)	Fall 2013, as Proposed.	This proposed rulemaking would implement the amendments to the CPA Law made by the Act of July 9, 2008 (P. L. 954, No. 73). Statutory Authority: Section 3 of the C.P.A. Law, 63 P. S. § 9.3	Sara Fox (717) 783-1404

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
State Architects Licensure Board—Electronic seals and signing—49 Pa. Code Chapter 9 (16A-4110)	Fall 2013, as Proposed.	This proposed rulemaking will implement rules on electronic seals and signing. Statutory Authority: Sections 6(a), 6(b) and 12 of the Architects' Licensure Law, 63 P. S. §§ 34.6(a), 34.6(b) and 34.12.	Penny Walker (717) 783-3397
State Board of Auctioneer Examiners—Schedule of Civil Penalties—49 Pa. Code § 43b.12a (16A-648)	Summer 2013, as Proposed.	The proposed rulemaking would make updates to the current schedule of civil penalties, as requested by the Board. Statutory Authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a), authorizes the Commissioner of Professional and Occupational Affairs to set forth schedules of civil penalties.	Terrie Kocher (717) 783-3397
—Biennial Renewal Fees—49 Pa. Code § 1.41 (16A-649)	Fall 2013, as Final.	The final-form rulemaking would increase biennial renewal fees to meet projected expenditures as required by law. Statutory Authority: Section 6(a) of the Auctioneer Licensing and Trading Assistant Registration Act, 63 P. S. § 734.6(a).	Terrie Kocher (717) 783-3397
State Board of Barber Examiners—Fees—49 Pa. Code § 3.103 (16A-428)	Fall 2013, as Final.	The final-form rulemaking would increase biennial renewal fees and fees for other board services to meet projected expenditures as required by law. Statutory Authority: Section 14 of the Barbers License Law, 63 P. S. § 564.	Kelly Diller (717) 783-3402
General Revisions—49 Pa. Code Chapter 3 (16A-429)	Fall 2013, as Proposed.	The proposed rulemaking would update the regulations for barber managers, temporary student licenses, barber shops and schools of barbering. Statutory Authority: Section 10 of the Barbers License Law, 63 P. S. § 560.	Kelly Diller (717) 783-3402
State Board of Chiropractic—Chiropractic Specialties—49 Pa. Code Ch. 5 (16A-4312)	Fall 2013, as Proposed.	The Chiropractic Practice Act prohibits licensees from holding themselves out as specialists unless they possess a post-graduate certification in that specialty. This proposed rulemaking would identify the certifications acceptable to the Board. Statutory Authority: Section 302(3) of the Chiropractic Practice Act, 63 P. S. § 625.302(3).	Chris Stuckey (717) 783-7155
—Licensure by Reciprocity—49 Pa. Code § 5.13 (16A-4320)	Summer 2013, as Final.	This regulation would provide a revised method of licensing out-of-state chiropractors by reciprocity. Statutory Authority: Sections 302(3) and 504 of the Chiropractic Practice Act, 63 P. S. §§ 625.302(3) and 625.504.	Chris Stuckey (717) 783-7155



<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Volunteer License— 49 Pa. Code § 5.20 (16A-4321)	Fall 2013, as Final (proposed-omitted).	This regulation would amend the volunteer license regulations to conform to amendments to the Volunteer Health Services Act. Statutory Authority: Section 302 of the Chiropractic Practice Act, 63 P. S. § 625.302; and section 5 of the Volunteer Health Services Act, 35 P. S. § 449.45.	Chris Stuckey (717) 783-7155
—Child Abuse Reporting Requirements— 49 Pa. Code §§ 5.91—5.96 (16A-4322)	Fall 2013, as Final (proposed-omitted).	This regulation would update the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL), 23 P. S. §§ 6301—6386. Statutory Authority: Section 6383(b)(2) of the CPSL, 23 P. S. § 6383(b)(2); and section 302(3) of the Chiropractic Practice Act, 63 P. S. § 62.302(3).	Chris Stuckey (717) 783-7155
Bureau of Commissions, Elections & Legislation —Lobbying Disclosure Fee— 51 Pa. Code § 51.12 (16-56)	Summer 2013, as Proposed.	This proposed rulemaking would increase the biennial registration fee for individuals and entities required to be registered un 65 P. S. Chapter 13A (relating to lobbying disclosure). Statutory Authority: Section 13A08(j) of the act provides that the Department may by regulation adjust the filing fee if a higher fee is needed to cover the costs of carrying out the provisions of the act.	Kathleen Kotula (717) 783-1657
Corporation Bureau —UCC Revised Article 9— (16-35)	Fall 2013, as Proposed.	This proposed rulemaking would adopt (with some revisions) the Model rules promulgated by the International Association of Corporate Administrators, which call for the delivery of filings by electronic means and acceptance of credit card payments. Statutory Authority: Section 9526 of the Uniform Commercial Code Modernization Act of 2001, 13 Pa.C.S. § 9526.	Martha Brown (717) 787-6802

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
State Board of Cosmetology —Fees— 49 Pa. Code § 7.2 (16A-4515)	Fall 2013, as Final.	The final-form rulemaking would increase biennial renewal fees for all licensee classifications to meet projected expenditures as required by law and would increase certain application fees where the current fees have been determined to be inadequate. Statutory Authority: Section 16(d) of the Beauty Culture Law, 63 P. S. § 522(d), requires the Board to increase fees by regulation to meet or exceed projected expenditures if the revenues raised by fees, fines and civil penalties are not sufficient to match expenditures over a 2-year period.	Kelly Diller (717) 783-7130
—Sanitation—49 Pa. Code Chapter 7 (16A-4516)	Fall 2013, as Proposed.	This proposed rulemaking would update the Board's regulations on sanitation to conform to modern standards within the profession. Statutory Authority: Sections 11 and 14 of the Act of May 3, 1933 (P. L. 242, No. 86), commonly referred to as the Beauty Culture Law, 63 P. S. §§ 517 and 520.	Kelly Diller (717) 783-7130
—Schedule of Civil Penalties—49 Pa. Code § 43b.5. (16A-4517)	Summer 2013, as Proposed.	This proposed rulemaking would amend the schedule of civil penalties for the State Board of Cosmetology to implement Act 48 civil penalties for failure of a school to submit quarterly reports. Statutory authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a).	Kelly Diller (717) 783-7130
State Board of Crane Operators —Fees—49 Pa. Code § 6.4 (16A-7102)	Fall 2013, as Final.	This final-form regulation would increase the biennial renewal fee for licensed crane operators. Statutory Authority: Section 701(a) of the Crane Operator Licensure Act, 63 P. S. § 2400.701(a).	Penny Walker (717) 783-1404
State Board of Dentistry —Anesthesia Update— 49 Pa. Code §§ 33.331—33.342 (16A-4621)	Summer 2013, as Proposed.	This proposed rulemaking would update the standards for the administration of general anesthesia, deep sedation, moderate sedation, minimal sedation and nitrous oxide/oxygen analgesia in dental offices. Statutory Authority: Sections 3(o) and 11.2 of the Dental Law, 63 P. S. §§ 122(o) and 130c.	Lisa Burns (717) 783-7162
—Volunteer License— 49 Pa. Code § 33.110 (16A-4625)	Fall 2013, as Final (proposed-omitted).	This regulation would amend the current volunteer license regulations to conform to amendments to the Volunteer Health Services Act. Statutory Authority: Section 3(o) of the Dental Law, 63 P. S. § 122(o).	Lisa Burns (717) 783-7162

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Child Abuse Reporting Requirements— 49 Pa. Code § 33.250 (16A-4626)	Fall 2013, as Final (proposed-omitted).	This regulation would update the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL), 23 P. S. §§ 6301—6386. Statutory Authority: section 6383(b)(2) of the CPSL, 23 P. S. § 6383(b)(2); and section 3(o) of the Dental Law, 63 P. S. § 122(o).	Lisa Burns (717) 783-7162
—Biennial Renewal Fees— 49 Pa. Code § 33.3 (16A-4627)	Fall 2013, as Final.	This final-form rulemaking would increase biennial renewal fees to meet projected expenditures as required by law. Statutory Authority: Sections 3(j) and 4(b) of the Dental Law, 63 P. S. §§ 122(j) and 123(b).	Lisa Burns (717) 783-7162
State Registration Board for Professional Engineers, Land Surveyors and Geologists —Qualifications for Licensure— 49 Pa. Code Chapter 37 (16A-4711)	Summer 2013, as Final.	The regulation implements Act 25 of 2010, to provide for the certification of geologists-in-training, and to update the board's regulations concerning the licensure process for engineers and land surveyors. Statutory Authority: Section 4(l) of the Engineer, Land Surveyor and Geologist Registration Law, 63 P. S. § 151(l).	Robin Shearer (717) 783-7049
—Electronic Seals and Signing 49 Pa. Code Chapter 37 (16A-4712)	Fall 2013, as Proposed.	This proposed rulemaking will implement rules on electronic seals and signing. Statutory Authority: Sections 4(l) and 7 of the Engineer, Land Surveyor and Geologist Registration Law, 63 P. S. §§ 151.4(l) and 151.7.	Robin Shearer (717) 783-7049
State Board of Funeral Directors—Renewal; Continuing Education Enforcement— 49 Pa. Code Chapter 13 (16A-4819)	Spring 2013, as Proposed.	This proposed rulemaking would update and clarify the Board's regulations relating to renewal of licenses and enforcement of continuing education. Statutory authority: Sections 10(b)(1) and 16(a) of the Funeral Director Law, 63 P. S. §§ 479.10(b)(1) and 479.16(a).	Heidy Weirich (717) 783-3397
—Schedule of Civil Penalties— Funeral Directors 49 Pa. Code § 43b.6 (16A-4820)	Spring 2013, as Proposed.	This proposed regulation would establish a schedule of civil penalties for continuing education enforcement. Statutory Authority: Section 5(a) of the act of July 2, 1993 (P. L. 345, No. 48), 63 P. S. § 2205(a).	Heidy Weirich (717) 783-3397
—Fees— 49 Pa. Code § 13.12 (16A-4822)	Fall 2013, as Final.	This final-form rulemaking would increase biennial renewal fees to meet projected expenditure as required by law. Statutory Authority: Section 18.1 of the Funeral Director Law, 63 P. S. § 479.18.1.	Heidy Weirich (717) 783-3397

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Child Abuse Reporting Requirements— 49 Pa. Code §§ 13.301—13.307 (16A-4824)	Fall 2013, as Final (proposed-omitted).	This regulation would update the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL), 23 P. S. §§ 6301—6386. Statutory Authority: section 6383(b)(2) of the CPSL, 23 P. S. § 6383(b)(2); and section 16(a) of the Funeral Director Law, 63 P. S. § 479.16(a).	Heidy Weirich (717) 783-3397
State Board of Landscape Architects—Continuing Education; Licensure without Examination— 49 Pa. Code Chapter 15 (16A-6110)	Fall 2013, as Final.	This final-form regulation would implement the act of July 17, 2009 (P. L. 94, No. 24). Statutory Authority: Section 4(9) of the Landscape Architects' Registration law, 63 P. S. § 904(9).	Terrie Kocher (717) 772-8528
—General Revisions— 49 Pa. Code Chapter 15 (16A-6111)	Summer 2013, as Proposed	This proposed rulemaking implements updates to current practices of the Board with respect to qualifications and experience, examinations and continuing education. Statutory Authority: Section 4(9) of the Landscape Architects' Registration Law, 63 P. S. § 904(9).	Terrie Kocher (717) 772-8528
—Schedule of Civil Penalties—Landscape Architects 49 Pa. Code Chapter 43b. (16A-6120)	Summer 2013, as Proposed.	This proposed rulemaking would adopt a schedule of civil penalties for unlicensed practice and other violations of the Landscape Architects Registration Law. Statutory Authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a), authorizes the Commissioner of Professional and Occupational Affairs to set forth schedules of civil penalties, with the approval of the Board.	Terrie Kocher (717) 772-8528
—Electronic Seals and Signing— 49 Pa. Code Chapter 15 (16A-6121)	Fall 2013, as Proposed.	This proposed rulemaking will implement rules on electronic seals and signing from other design professional boards in Pennsylvania and other states. Statutory Authority: Sections 4 and 9 of the Landscape Architects' Registration Law, 63 P. S. §§ 904 and 909.	Terrie Kocher (717) 772-8528
State Board of Massage Therapy —Child Abuse Reporting Requirements— 49 Pa. Code Chapter 20 (16A-722)	Fall 2013, as Proposed.	This proposed rulemaking establishes mandatory reporting requirements relating to suspected child abuse under the Child Protective Services Law (CPSL), 23 P. S. §§ 6301—6386. Statutory Authority: Section 6383(b)(2) of the CPSL, 23 P. S. § 6383(b)(2); and section 4(2) of the Massage Therapy Law, 63 P. S. § 627.4(2).	Judy Harner (717) 783-7155



<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
State Board of Medicine —Licensure of Respiratory Therapists and Physician Assistants— 49 Pa. Code Chapter 18 (16A-4930)	Summer 2013, as Final.	The final-form rulemaking would implement the amendments made to the Medical Practice Act by the Act of July 4, 2008 (P. L. 580, No. 45) relating to licensure of respiratory therapists and physician assistants. Statutory authority: Section 8 of the Act of July 4, 2008 (P. L. 580, No. 45) requires the Board and the State Board of Osteopathic Medicine to jointly promulgate regulations to implement the amendments.	Tammy Dougherty (717) 783-1400
—Certified Midwives— 49 Pa. Code Chapter 18 (16A-4932)	Fall 2013, as Proposed.	The proposed rulemaking would provide for the licensure of “certified” midwives as suggested by the Commonwealth Court’s decision in <i>Goslin v. State Board of Medicine</i> , 949 A.2d 372. Statutory Authority: Sections 1 and 2 of the Midwife Registration Law of 1929, 63 P. S. §§ 171 and 172, and section 8 of the Medical Practice Act of 1985, 63 P. S. § 422.8, make it unlawful to practice as a midwife without a certificate from the Medical Board and authorize the Board to issue rules and regulations as may be necessary for the examination, licensing, and proper conduct of the practice of midwifery by midwives.	Tammy Dougherty (717) 783-1400
—Volunteer Licenses— 49 Pa. Code Chapter 16 (16A-4934)	Fall 2013, as Final (proposed-omitted).	This regulation will amend the volunteer license regulations to conform to amendments to the Volunteer Health Services Act (Acts 29 of 2007 and 58 of 2002). Statutory Authority: Section 8 of the Medical Practice Act of 1985, 63 P. S. § 422.8.	Tammy Dougherty (717) 783-1400
—Perfusionists— 49 Pa. Code Chapter 18, Subchapter J (16A-4935)	Summer 2013, as Final.	The final-form rulemaking sets forth the requirements for licensure of perfusionists. Statutory Authority: Section 4 of the Act of June 11, 2008 (P. L. 154, No. 19) requires the Board to promulgate regulations to implement licensure of perfusionists.	Tammy Dougherty (717) 783-1400

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Genetic Counselors— 49 Pa. Code Chapter 18 (16A-4937)	Summer 2013, as Proposed.	This proposed rulemaking would implement the act of December 22, 2011 (P. L. 576, No. 125) relating to the licensure of genetic counselors. Statutory Authority: Section 3 of Act 125 of 2011 requires the Board to promulgate regulations within 12 months. Section 8 of the Medical Practice Act of 1985, 63 P. S. § 422.8, provides the general regulatory authority of the Board.	Tammy Dougherty (717) 783-1400
—Use of Medical Lasers— 49 Pa. Code Chapter 18, Subchapter G (16A-4939)	Summer 2013, as Proposed.	This proposed rulemaking is intended to clarify the requirements for the use and delegation of medical devices and medical lasers. Statutory Authority: Section 8 of the Medical Practice Act of 1985, 63 P. S. § 422.8.	Tammy Dougherty (717) 783-1400
—Child Abuse Reporting Requirements— 49 Pa. Code §§ 16.101—16.107 (16A-4941)	Fall 2013, as Final (proposed-omitted).	This regulation updates the Board's existing regulation on mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL), 23 P. S. §§ 6301—6386. Statutory Authority: Section 6383(b)(2) of the CPSL, 23 P. S. § 6383(b)(2); and section 8 of the Medical Practice Act of 1985, 63 P. S. § 422.8.	Tammy Dougherty (717) 783-1400
—Schedule of Civil Penalties— 49 Pa. Code § 43b.20. (16A-4942)	Summer 2013, as Proposed.	This proposed rulemaking would amend the schedule of civil penalties for the State Board of Medicine to implement Act 48 civil penalties for practicing on a lapsed license and for continuing education violations. Statutory authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a).	Tammy Dougherty (717) 783-1400
—Prosthetists, orthotists, pedorthists and orthotic fitters— 49 Pa. Code Chapters 16 and 18 (Number not yet assigned)	Summer 2013, as Proposed.	This proposed regulation would implement Act 90 of 2012 to establish licensure of prosthetists, orthotists, pedorthists and orthotic fitters. Statutory Authority: Section 3 of the act of July 5, 2012 (P. L. 873, No. 90) directs the Board to promulgate regulations within 18 months.	Tammy Dougherty (717) 783-1400
Navigation Commission for the Delaware River and its Navigable Tributaries —General Revisions— 4 Pa. Code §§ 405.7, 405.8 and 405.12 (16A-663)	Fall 2013, as Final.	The final-form rulemaking would require all currently licensed pilots to hold and maintain an active Federal first class pilot's license and endorsement for the routes to be traversed. Statutory Authority: Section 4 of the Act of March 29, 1803 (P. L. 542), 55 P. S. § 31, and section 2504-B(4) of the Administrative Code of 1929, 71 P. S. § 670.2(4).	Barbara Dupler (717) 783-1618

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
State Board of Nursing —Application Procedures— 49 Pa. Code § 21.151 (16A-5134)	Fall 2013, as Proposed.	The proposed rulemaking would provide for admission to the practical nurse exam for applicants who have graduated from a foreign practical nursing program that is equivalent to an LPN education program of study required in this Commonwealth at the time the program was completed as determined by the Commission on Graduate of Foreign Nursing Schools (CGFNS). Statutory Authority: Sections 5 and 17.6 of the Practical Nurse Law, 63 P. S. §§ 655 and 667.6.	Cindy Miller (717) 783-7142
—Reactivation/Re-licensure after Lapse— 49 Pa. Code Chapter 21 (16A-5135)	Fall 2013, as Proposed.	This proposed rulemaking would set standards for the reactivation/re-licensure of nurses whose licenses have lapsed for a significant period of time. Statutory Authority: Sections 2.1 and 11 of the Professional Nursing Law, 63 P. S. §§ 212.1 and 221; and sections 13.1 and 17.6 of the Practical Nurse Law, 63 P. S. §§ 663.1 and 667.6, authorize the Board to regulate the renewal of expired or inactive licenses and to promulgate regulations generally.	Cindy Miller (717) 783-7142
—Continuing Education— 49 Pa. Code §§ 21.131—21.134 (16A-5136)	Summer 2013, as Proposed.	This proposed regulation will amend the Board's continuing education regulations to eliminate the ability of registered nurses to renew their licenses without completing their continuing education. Statutory Authority: Sections 2.1 and 12.1 of the Professional Nursing Law, 63 P. S. §§ 212.1 and 222.	Cindy Miller (717) 783-7142
—Out of State Nursing Education Programs using Pennsylvania Clinical Sites— 49 Pa. Code Chapter 21 (16A-5137)	Fall 2013, as Proposed.	This proposed rulemaking would require out of state educational programs that intend to place nursing students in Pennsylvania facilities for clinical education with a Pennsylvania licensed nurse preceptor to apply to the Board for permission to utilize the clinical site. This same requirement is placed on Pennsylvania nursing education programs. Statutory Authority: Section 6.1 of the Professional Nursing Law, 63 P. S. § 216.1 and Section 9 of the Practical Nurse Law, 63 P. S. § 659.	Cindy Miller (717) 783-7142

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Volunteer License— 49 Pa. Code §§ 21.601—21.607. (16A-5139)	Fall 2013, as Final (Proposed-omitted).	This regulation would amend the volunteer license regulations to conform to amendments to the Volunteer Health Services Act. Statutory Authority: Section 2.1(k) of the Professional Nursing Law, 63 P. S. § 212.1(k).	Cindy Miller (717) 783-7142
—Child Abuse Reporting Requirements— 49 Pa. Code §§ 21.501—21.507. (16A-5140)	Fall 2013, as Final (proposed-omitted).	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law, CPSL), 23 P. S. §§ 6301—6386. Statutory Authority: Section 6383(b)(2) of the CPSL, 23 P. S. § 6383(b)(2); section 2.1(k) of the Professional Nursing Law, 63 P. S. § 212.1(k); and Section 17.6 of the Practical Nurse Law, 63 P. S. § 667.6.	Cindy Miller (717) 783-7142
State Board of Examiners of Nursing Home Administrators —Sexual Misconduct— 49 Pa. Code §§ 39.1 and 39.9 (16A-6211)	Fall 2013, as Proposed.	This proposed rulemaking would add sexual abuse and sexual misconduct as offenses for which a nursing home administrator's license may be disciplined. Statutory Authority: Sections 4(c) and 6(g) of the Nursing Home Administrators Licensure Act, 63 P. S. §§ 1104(c) and 1106(g).	Chris Stuckey (717) 783-7155
—Schedule of Civil Penalties— 49 Pa. Code § 43b.17 (16A-6213)	Summer 2013, as Proposed.	This proposed rulemaking would amend the schedule of civil penalties for the State Board of Examiners of Nursing Home Administrators to implement Act 48 civil penalties for continuing education violations. Statutory authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a).	Chris Stuckey (717) 783-7155
—Continuing Education— 49 Pa. Code Chapter 39 (16A-6215)	Fall 2013, as Proposed.	This proposed regulation updates the Board's existing regulations relating to continuing education requirements and reporting. Statutory Authority: Sections 4(c) and 9(b) of the Nursing Home Administrators Act, 63 P. S. §§ 1104(c) and 1109(b).	Chris Stuckey (717) 783-7155



<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Child Abuse Reporting Requirements— 49 Pa. Code Chapter 42 (16A-679)	Fall 2013, as Final (Proposed omitted)	This regulation updates the Board's regulations on mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL), 23 P. S. §§ 6301—6386. Statutory Authority: Section 6383(b)(2) of the CPSL requires the Board to promulgate regulations consistent with the CPSL; Section 5(b) of the Occupational Therapy Practice Act, 63 P. S. § 1505(b) directs the Board to adopt regulations consistent with law.	Judy Harner (717) 783-1389
—Code of Ethics— 49 Pa. Code § 42.24 (16A-6710)	Fall 2013, as Proposed.	This proposed rulemaking would update and amend the Board's existing code of ethics to adopt the AOTA ethics standards. Statutory authority: Section 5(b) of the Occupational Therapy Practice Act, 63 P. S. § 1505(b).	Judy Harner (717) 783-1389
—General Revisions— 49 Pa. Code Chapter 42 (16A-6711)	Summer 2013, as Proposed.	This proposed rulemaking implements the act of July 5, 2012 (P. L. 1132, No. 138), which amended the Occupational Therapy Practice Act. Statutory Authority: Section 5(b) of the Occupational Therapy Practice Act, 63 P. S. § 1505(b) directs the Board to adopt regulations consistent with law.	Judy Harner (717) 783-1389
State Board of Optometry —Schedule of Civil Penalties—Optometrists 49 Pa. Code Chapter 43b (16A-5212)	Summer 2013, as Proposed.	This proposed rulemaking would adopt a schedule of civil penalties for continuing education violations. Statutory Authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a), authorizes the Commissioner to set forth schedules of civil penalties.	Mary Sue Ferster (717) 783-7155
—General Revisions— 49 Pa. Code Chapter 23 (16A-5213)	Summer 2013, as Proposed.	This proposed rulemaking would update the Board's regulations to conform to current practices. Statutory Authority: Sections 3(b)(14) and 5 of the Optometric Practice and Licensure Act (63 P. S. §§ 244.3(b)(14) and 244.5).	Mary Sue Ferster (717) 783-7155
—Volunteer License— 49 Pa. Code § 23.26 (16A-5214)	Fall 2013, as Final (Proposed-omitted).	This regulation would amend the Board's volunteer license regulations to conform to amendments to the Volunteer Health Services Act. Statutory Authority: Section 3(b)(14) of the Optometric Practice and Licensure Act, 63 P. S. § 244.3(b)(14).	Mary Sue Ferster (717) 783-7155

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Child Abuse Reporting Requirements— 49 Pa. Code §§ 23.111—23.116 (16A-5215)	Fall 2013, as Final (proposed-omitted).	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law, CPSL), 23 P. S. §§ 6301—6386. Statutory Authority: Section 6383(b)(2) of the CPSL, 23 P. S. § 6383(b)(2); and section 3(b)(14) of the Optometric Practice and Licensure Act, 63 P. S. § 244.3(b)(14).	Mary Sue Ferster (717) 783-7155
State Board of Osteopathic Medicine —Licensure of Respiratory Therapists and Physician Assistants— 49 Pa. Code Chapter 25 (16A-5321)	Summer 2013, as Final.	The rulemaking implements the amendments made to the Osteopathic Medical Practice Act by the Act of July 4, 2008 (P. L. 589, No. 46) relating to licensure of respiratory therapists and physician assistants. Statutory authority: Section 8 of the Act of July 4, 2008 (P. L. 589, No. 46) requires the Board and the State Board of Medicine to jointly promulgate regulations to implement the amendments.	Suzanne Smith (717) 783-4858
Volunteer License— 49 Pa. Code §§ 25.601—25.607. (16A-5323)	Fall 2013, as Final (Proposed-omitted).	This regulation would amend the Board's volunteer license regulations to conform to amendments to the Volunteer Health Services Act made by Act 58 of 2002 and Act 29 of 2007. Statutory Authority: Section 16 of the Osteopathic Medicine Act, 63 P. S. § 271.16.	Suzanne Smith (717) 783-4858
—Perfusionists— 49 Pa. Code Chapter 25 (16A-5324)	Summer 2013, as Final.	The regulation sets forth the requirements for licensure of perfusionists. Statutory Authority: Section 4 of the Act of June 11, 2008 (P. L. 161, No. 20) requires the Board to promulgate regulations to implement licensure of perfusionists.	Suzanne Smith (717) 783-4858
—Child Abuse Reporting Requirements— 49 Pa. Code §§ 25.401—25.416 (16A-5326)	Fall 2013, as Final (proposed-omitted).	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law, CPSL), 23 P. S. §§ 6301—6386. Statutory Authority: Section 6383(b)(2) of the CPSL, 23 P. S. § 6383(b)(2); and section 16 of the Osteopathic Medicine Practice Act, 63 P. S. § 271.16.	Suzanne Smith (717) 783-4858

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Schedule of Civil Penalties— 49 Pa. Code Chapter 43b. (16A-5327)	Fall 2013, as Proposed.	This proposed rulemaking would establish a schedule of civil penalties for the State Board of Osteopathic Medicine to implement Act 48 civil penalties for failure to report complaints filed against an osteopathic physician in a medical professional liability action. Statutory authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a).	Suzanne Smith (717) 783-4858
—Genetic Counselors— 49 Pa. Code Chapter 25 (16A-5328)	Fall 2013, as Proposed.	This proposed rulemaking would implement the act of December 22, 2011 (P. L. 581, No. 126) relating to the licensure of genetic counselors. Statutory Authority: Section 3 of Act 126 of 2011 requires the Board to promulgate regulations within 12 months. Section 16 of the Osteopathic Medicine Practice Act, 63 P. S. § 271.16, provides the general regulatory authority of the Board.	Suzanne Smith (717) 783-4858
State Board of Pharmacy —Compounding Practices— 49 Pa. Code Chapter 27 (16A-5419)	Fall 2013, as Proposed.	This proposed rulemaking would establish standards for the compounding of drugs by pharmacists. Statutory Authority: Section 6(k)(9) of the Pharmacy Act, 63 P. S. § 390-6(k)(9) grants the authority to promulgate rules and regulations to effectuate the purposes of the act. Section 2 of the Pharmacy Act, 63 P. S. § 390-2(11) defines the practice of pharmacy to include the compounding of drugs.	Melanie Zimmerman (717) 783-7156
—Cancer Drug Repository Program— 49 Pa. Code Chapter 27 (16A-5423)	Summer 2013, as Final.	The regulation would establish the eligibility criteria, standards and procedures for the administration of a cancer drug repository program. Statutory authority: Section 7 of the Act of May 13, 2008 (P. L. 139, No. 14), known as the Cancer Drug Repository Program Act, requires the Board to promulgate regulations to carry out the purposes of the act.	Melanie Zimmerman (717) 783-7156
—Pharmacy Internship— 49 Pa. Code Chapter 27 (16A-5424)	Fall 2013, as Final.	This final-form rulemaking would update the Board's regulations relating to the pharmacy internship required under section 3 of the Pharmacy Act. Statutory Authority: Section 3 of the Pharmacy Act, 63 P. S. § 390-3(c) requires the Board to establish by regulation the internship requirements which must be satisfactorily completed prior to issuance of a pharmacist license.	Melanie Zimmerman (717) 783-7156

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Collaborative Management of Drug Therapy— 49 Pa. Code Chapter 27 (16A-5425)	Fall 2013, as Final.	This final-form rulemaking would implement Act 29 of 2010, which provides for collaborative drug therapy management between a pharmacist and a licensed physician. Statutory Authority: Section 5 of the act of June 1, 2010 (P. L. 201, No. 29) requires the Board to promulgate regulations to implement Act 29 within 18 months of its effective date.	Melanie Zimmerman (717) 783-7156
—Emergency Preparedness— 49 Pa. Code Chapter 27 (16A-5426)	Fall 2013, as Proposed.	The proposed rulemaking would establish procedures and standards for the operation of remote emergency pharmacies in the event of an emergency caused by a natural or manmade disaster or any other exceptional situation that causes an extraordinary demand for pharmacy services. Statutory Authority: Section 6(k)(9) of the Pharmacy Act, 63 P. S. § 390-6(k)(9).	Melanie Zimmerman (717) 783-7156
—General Revisions to Standards of Practice— 49 Pa. Code § 27.18 (16A-5427)	Fall 2013, as Proposed.	This proposed rulemaking would update the Board's regulations relating to standards of practice for pharmacists. Statutory Authority: Section 6(k)(9) of the Pharmacy Act, 63 P. S. § 390-6(k)(9).	Melanie Zimmerman (717) 783-7156
—Correctional Facility Drug Redistribution— 49 Pa. Code Chapter 27 (number not yet assigned)	Fall 2013, as Proposed.	This proposed rulemaking is required to conform the Board's regulations to the act of July 9, 2010 (P. L. 457, No. 59), which permits a vendor pharmacy to redistribute drugs returned by a correctional facility to other correctional facilities. Statutory Authority: Section 6(k)(9) of the Pharmacy Act, 63 P. S. § 390-6(k)(9).	Melanie Zimmerman (717) 783-7156
—Schedule of Civil Penalties— 49 Pa. Code § 43b.7 (number not yet assigned)	Fall 2013, as Proposed.	This proposed rulemaking would amend the schedule of civil penalties for the State Board of Pharmacy to implement Act 48 civil penalties for continuing education violations. Statutory authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a).	Melanie Zimmerman (717) 783-7156
State Board of Physical Therapy —Child Abuse Reporting Requirements— 49 Pa. Code §§ 40.201—40.207. (16A-6515)	Fall 2013, as Final (proposed-omitted).	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law, CPSL), 23 P. S. §§ 6301—6386. Statutory Authority: Section 6383(b)(2) of the CPSL, 23 P. S. § 6383(b)(2); and section 3(a) of the Physical Therapy Practice Act, 63 P. S. § 1303(a).	Michelle Roberts (717) 783-7134



<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Schedule of Civil Penalties— 49 Pa. Code Chapter 43b. (16A-6516)	Fall 2013, as Proposed.	This proposed rulemaking would establish a schedule of civil penalties for the State Board of Physical Therapy to implement Act 48 civil penalties for practicing on a lapsed license. Statutory authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a).	Michelle Roberts (717) 783-7134
—Post-Act 38 Corrections— 49 Pa. Code Ch. 40 (16A-6517)	Summer 2013, as Proposed.	This proposed regulation would address provisions related to the Act 38 amendments that were not part of the rulemaking promulgated December 22, 2012 at 42 Pa.B. 7652. Statutory Authority: Section 3(a) of the Physical Therapy Practice Act 48 of 1993, 63 P. S. § 1303(a).	Michelle Roberts (717) 783-7134
—Continuing education enforcement— 49 Pa. Code §§ 40.67(f) and 40.192(f) (16A-6518)	Fall 2013, as Proposed.	In conjunction with the civil penalty schedule, this proposed rulemaking would amend the continuing education regulations with regard to enforcement. Statutory Authority: Section 3(a) of the Physical Therapy Practice Act, 63 P. S. § 1303(a).	Michelle Roberts (717) 783-7134
State Board of Podiatry —Certificate of Authority to Perform Acupuncture— 49 Pa. Code Chapter 29 (16A-449)	Fall 2013, as Proposed.	This proposed rulemaking would establish the fees and regulate the practice of acupuncture by podiatrists under the Acupuncture Registration Act. Statutory Authority: Section 3 of the Acupuncture Registration Act, 63 P. S. § 1803.	Suzanne Smith (717) 783-4858
—Volunteer License— 49 Pa. Code § 29.55 (16A-4411)	Fall 2013, as Final (Proposed-omitted).	This regulation would amend the Board's volunteer license regulations to conform to recent amendments to the Volunteer Health Services Act. Statutory Authority: Section 15 of the Podiatry Practice Act, 63 P. S. § 42.15.	Suzanne Smith (717) 783-4858
—Child Abuse Reporting Requirements— 49 Pa. Code §§ 29.91—29.97 (16A-4412)	Fall 2013, as Final (proposed-omitted).	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law, CPSL), 23 P. S. §§ 6301—6386. Statutory Authority: Section 6383(b)(2) of the CPSL, 23 P. S. § 6383(b)(2); and section 15 of the Podiatry Practice Act, 63 P. S. § 42.15.	Suzanne Smith (717) 783-4858
—Schedule of Civil Penalties—Podiatrists 49 Pa. Code Chapter 43b (16A-4413)	Summer 2013, as Proposed.	This proposed rulemaking would adopt a schedule of civil penalties for continuing education violations. Statutory Authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a), authorizes the Commissioner to set forth schedules of civil penalties.	Suzanne Smith (717) 783-4858

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Therapeutic Drugs, Preparations, Vitamins and Supplements, and Wound Care Products— 49 Pa. Code § 29.41 (16A-4414)	Fall 2013, as Proposed.	This proposed rulemaking would amend the list of therapeutic drugs that podiatrists may prescribe. Statutory Authority: Section 15 of the Podiatry Practice Act, 63 P. S. § 42.15.	Suzanne Smith (717) 783-4858
State Board of Psychology —Continuing Education— 49 Pa. Code § 41.59 (16A-6317)	Fall 2013, as Proposed.	This proposed rulemaking would amend the Board's continuing education requirements regarding home study, instruction and carry over. Statutory Authority: Section 15 of the Professional Psychologists Practice Act, 63 P. S. § 1215.	Chris Stuckey (717) 783-7155
—Code of Ethics— 49 Pa. Code § 41.61 (16A-6318)	Fall 2013, as Proposed.	This proposed rulemaking would update the Board's Code of Conduct so that it would be in line with changes to the American Psychological Association and the Association of State and Provincial Psychology Boards. Statutory Authority: Section 3.2(2) of the Professional Psychologists Practice Act, 63 P. S. § 1203.2(2).	Chris Stuckey (717) 783-7155
—Education and Experience— 49 Pa. Code § 41.31 (16A-6320)	Fall 2013, as Proposed.	This proposed rulemaking would clarify the education, examination and experience requirements. Statutory Authority: Section 3.2(2) of the Professional Psychologists Practice Act, 63 P. S. § 1203.2(2).	Chris Stuckey (717) 783-7155
—Child Abuse Reporting Requirements— 49 Pa. Code Chapter 41 (16A-6322)	Fall 2013, as Final (Proposed omitted).	This regulation would amend the board's regulations to conform to changes made to the Child Protective Services Act. Statutory Authority: Section 6383(b)(2) of the Child Protective Services Law, 23 Pa.C.S. § 6383(b)(2) and section 3.2(2) of the Professional Psychologists Practice Act, 63 P. S. § 1203.2(2).	Chris Stuckey (717) 783-7155
State Board of Certified Real Estate Appraisers —Schedule of Civil Penalties— Real Estate Appraisers— 49 Pa. Code § 43b.15a (16A-7016)	Summer 2013, as Proposed.	The proposed rulemaking will codify and amend the Board's current schedule of civil penalties statement of policy. Statutory Authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a), authorizes the Commissioner to set forth schedules of civil penalties, with the approval of the Board.	Heidy Weirich (717) 783-4866

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Appraisal Management Companies—General Temporary Regulations— 49 Pa. Code Chapter 36, Subchapter D (16A-7017)	Summer 2013, as Temporary regulations.	These temporary regulations will provide for the registration of appraisal management companies under the act of February 2, 2012 (P. L. 30, No. 4), known as the Appraisal Management Company Registration Act. Section 4(b) of the Appraisal Management Company Act, 63 P. S. § 457.24(b), authorizes the Board to promulgate temporary regulations.	Heidy Weirich (717) 783-4866
—Assessment Record Keeping and Reporting— 49 Pa. Code §§ 36.201 and 36.265 (16A-7018)	Summer 2013, as Proposed.	The proposed rulemaking updates the Board's regulations to reflect current practice followed by assessment offices throughout the Commonwealth, and to assure consistency with Uniform Standards of Appraisal Practice (USPAP) and International Association of Assessing Officers (IAAO) standards of assessment practice. Statutory Authority: Section 3 of the Assessors Certification Act, 63 P. S. § 457.3.	Heidy Weirich (717) 783-4866
—Biennial Renewal Fee for Licensed Appraiser Trainee— 49 Pa. Code § 36.6 (16A-7020)	Summer 2013, as Proposed.	The proposed rulemaking would adopt a biennial renewal fee for licensed appraiser trainees. Statutory Authority: Section 9 of the Real Estate Appraisers Certification Act, 63 P. S. § 457.9.	Heidy Weirich (717) 783-4866
State Real Estate Commission—Advertising and Solicitation— 49 Pa. Code § 35.305 (16A-5620)	Fall 2013, as Proposed.	The proposed rulemaking would require licensees to advertise or otherwise hold themselves out to the public only under the name listed on their licenses. Statutory Authority: Section 404 of the Real Estate Licensing and Registration Act, 63 P. S. § 455.404.	Patricia Ridley (717) 783-3658
—Escrow requirements— 49 Pa. Code Chapter 35 (16A-5622)	Fall 2013, as Proposed.	This proposed rulemaking would establish additional escrow requirements consistent with the changes made by Act 14 of 2009. Statutory Authority: Section 404 of the Real Estate Licensing and Registration Act, 63 P. S. § 455.404.	Patricia Ridley (717) 783-3658
—Schedule of Civil Penalties— 49 Pa. Code § 43b.8 (16A-5623)	Summer 2013, as Proposed.	This proposed rulemaking would amend the schedule of civil penalties for the State Real Estate Commission to implement Act 48 civil penalties for continuing education violations. Statutory authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a).	Patricia Ridley (717) 783-3658

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
State Board of Social Workers, Marriage and Family Therapists and Professional Counselors—Schedule of Civil Penalties—49 Pa. Code Chapter 43b. (16A-6917)	Spring 2013, as Final.	This proposed rulemaking would establish a schedule of civil penalties for the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors to implement Act 48 civil penalties for practicing without a license or practicing on a lapsed license. Statutory authority: Section 5(a) of Act 48 of 1993, 63 P. S. § 2205(a).	Sandra Matter (717) 783-1389
—Continuing Education Audit and Enforcement—49 Pa. Code Chapters 47—49 (16A-6918)	Summer 2013, as Final.	This proposed rulemaking would establish provisions for the enforcement of the continuing education requirements for licensed social workers, licensed clinical social workers, licensed marriage and family therapists and licensed professional counselors. Statutory Authority: Section 6(2) of the Social Workers, Marriage and Family Therapists and Professional Counselors Act, 63 P. S. § 1906(2).	Sandra Matter (717) 783-1389
—Child Abuse Reporting Requirements—49 Pa. Code §§ 47.51—47.57 (16A-6919)	Fall 2013, as Final (proposed-omitted).	This regulation would amend the board's regulations to conform to changes made to the Child Protective Services Act. Statutory Authority: Section 6383(b)(2) of the Child Protective Services Law, 23 Pa.C.S. § 6383(b)(2) and section 6(2) of the Social Workers, Marriage and Family Therapists and Professional Counselors Act, 63 P. S. § 1906(2).	Sandra Matter (717) 783-1389
—Biennial Renewal Fees—49 Pa. Code § 47.4 (16A-6920)	Fall 2013, as Final.	The final-form rulemaking would increase biennial renewal fees to meet projected expenditures as required by law. Statutory Authority: Section 18(c) of the Social Workers, Marriage and Family Therapists and Professional Counselors Act, 63 P. S. § 1918(c).	Sandra Matter (717) 783-1389
—Qualifications for License—49 Pa. Code §§ 47.12c, 48.13 and 49.13 (16A-6921)	Summer 2013, as Proposed.	This regulation would amend the Board's existing regulations to incorporate changes made by the act of March 14, 2012 (P. L. 191, No. 17) relating to the qualifications for licensure of licensed clinical social workers, marriage and family therapists and professional counselors. Statutory Authority: Section 6(2) of the Social Workers, Marriage and Family Therapists and Professional Counselors Act, 63 P. S. § 1906(2).	Sandra Matter (717) 783-1389

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
—Electronic Supervision— 49 Pa. Code Chapters 47— 49 (16A-6922)	Fall 2013, as Proposed.	The proposed rulemaking would increase biennial renewal fees to meet projected expenditures as required by law. Statutory Authority: Section 18(c) of the Social Workers, Marriage and Family Therapists and Professional Counselors Act, 63 P. S. § 1918(c).	Sandra Matter (717) 783-1389
—General Revisions— 49 Pa. Code, Chapters 47—49 (number not yet assigned)	Fall 2013, as Proposed.	This proposed rulemaking will eliminate outdated regulations, and update existing regulations to comport with current standards of the profession and current practices of the Board. Statutory Authority: Section 6(2) of the Social Workers, Marriage and Family Therapists and Professional Counselors Act, 63 P. S. § 1906(2).	Sandra Matter (717) 783-1389
State Board of Examiners in Speech-Language and Hearing —General Revisions— 49 Pa. Code Chapter 45. (16A-6803)	Fall 2013, as Proposed.	This proposed rulemaking would update the regulations of the Board to delete or amend outdated regulations. Statutory Authority: Section 5(2) of the Speech-Language and Hearing Licensure Act, 63 P. S. § 1705(2).	Sandra Matter (717) 783-1389
—Child Abuse Reporting Requirements— 49 Pa. Code §§ 45.401—45.407 (16A-6805)	Fall 2013, as Final (proposed-omitted).	This regulation would amend the Board's regulations to conform to changes made to the Child Protective Services Act. Statutory Authority: Section 6383(b)(2) of the Child Protective Services Law, 23 Pa.C.S. § 6383(b)(2) and section 5(2) of the Speech-Language and Hearing Licensure Act, 63 P. S. § 1705(2).	Sandra Matter (717) 783-1389
—Termination of Grandfather Provisions— 49 Pa. Code § 45.21 (16A-6806)	Fall 2013, as Final.	This final-form rulemaking is intended to terminate an outdated grandfathering provision. Statutory Authority: Section 5(2) of the Speech-Language and Hearing Licensure Act, 63 P. S. § 1705(2).	Sandra Matter (717) 783-1389
—Continuing Education— 49 Pa. Code Chapter 45. (16A-6807)	Summer 2013, as Proposed.	This proposed rulemaking is intended to clarify the continuing education requirements for licensees that hold more than one class of license issued by the Board. Statutory Authority: Section 5(2) of the Speech-Language and Hearing Licensure Act, 63 P. S. § 1705(2).	Sandra Matter (717) 783-1389



<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
State Board of Vehicle Manufacturers, Dealers and Salespersons —Salesperson License— 49 Pa. Code Chapter 19 (16A-609)	Summer 2013, as Proposed.	This proposed rulemaking would clarify and update the requirements for salespersons in order to permit salespersons to sell at other locations of the same dealer. Statutory Authority: Section 4(9) of the Board of Vehicles Act, 63 P. S. § 818.4(9).	Janice Cline (717) 783-1697
—Fee for Out-of-state RV Dealer Participating in a Show— 49 Pa. Code § 19.4 (16A-6011)	Fall 2013, as Proposed.	This proposed rulemaking would establish a fee for processing applications under section 32.1(c) of the act, 63 P. S. § 818.32a(c), for out-of-state RV dealers to register with the Board in order to participate in an RV show in this Commonwealth. Statutory Authority: Sections 4(9) and 32.1(c) of the Board of Vehicles Act, 63 P. S. §§ 818.4(9) and 818.32.1(c).	Janice Cline (717) 783-1697
State Board of Veterinary Medicine —Facilities— 49 Pa. Code Chapter 31 (16A-5720)	Summer 2013, as Proposed.	This proposed rulemaking would establish standards for and require registration of veterinary facilities. Statutory Authority: Sections 5 and 27 of the Veterinary Medicine Practice Act, 63 P. S. §§ 485.5 and 485.27.	Michelle Roberts (717) 783-7134
—Licensure of Euthanasia Technicians— 49 Pa. Code Chapter 31 (number not yet assigned)	Fall 2013, as Proposed.	This proposed rulemaking is necessary to implement the act of October 24, 2012 (P. L. 1452, No. 182) (Act 182 of 2012) to authorize animal protection organizations to purchase, possess and administer euthanasia drugs and to license euthanasia technicians. Statutory Authority: Section 304 (b) and (c) of Act 182 of 2012 direct the board to promulgate regulations within 18 months of the effective date of the act.	Michelle Roberts (717) 783-7134
<b>STATE EMPLOYEES' RETIREMENT SYSTEM</b>			
4 Pa. Code § 247.51. Time for Recomputation of Annuity. (This would impose a time limit for annuitants to change the optional payment plan authorized by the second to the last sentence of 71 Pa.C.S. § 5907(j)).	2014	This would provide guidance on when an annuitant is permitted to change their optional payment plan. There is no time frame in the statute for this election to occur causing administrative difficulties including possibly permitting anti-selection of death benefits, requiring members to make a declaration under discontinued disability benefits and negating an option change absent another qualifying event.	Brian McDonough, Esq. (717) 787-7317 Sharon Smith (717) 787-9657 David Durbin (717) 783-7210

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
4 Pa. Code § 243.8. Membership rules for educational employees.	2014	This would clarify the requirements for membership and final average salary calculations for educational employees.	Brian McDonough, Esq. (717) 787-7317 Sharon Smith (717) 787-9657 David Durbin (717) 783-7210
4 Pa. Code § 245.4. Member contributions for the purchase of credit for previous State service or to become a full coverage member. (This would be amended to specify the effects of a service purchase or reinstatement.)	2014	This would clarify the effects of the reinstatement or purchase of previous State service. An administrative decision has offered partial guidance in this area. This would enable consistent application of the statute and would reduce litigation of purchase of service issues. This is also being considered as a statutory amendment.	Brian McDonough, Esq. (717) 787-7317 Sharon Smith (717) 787-9657 David Durbin (717) 783-7210
<b>STATE POLICE</b>			
Title 37 Pa. Code §§ 221.21 and 221.31	Fall 2013	Title 53 P. S. § 753.7 directs the Municipal Police Officer's Education and Training Commission (MPOETC) to promulgate regulations to implement the Retired Law Enforcement Identification Act. These amendments will make the regulations consistent with a 2011 change to Federal law by reducing the time requirements necessary (from 15 years aggregate employment to 10 years) to be deemed a "retired law enforcement officer."	Major Marshall A. Martin (717) 783-5566
Title 37 Pa. Code § 41.5 Designation of Emergency Vehicles	Fall 2013	Title 75 Pa.C.S. § 6106 allows PSP to designate emergency vehicles upon certain findings. This amendment would add Philadelphia Prison System vehicles used to escort ambulances transporting sick or injured inmates to the class of vehicles eligible for designation.	Major Marshall A. Martin (717) 783-5566
Title 37 Pa. Code § 51	Spring 2014	Revisions to Chapter 51 as it relates to officer certification/re-certification and authorization to engage in the conduct of communications interception.	Major Marshall A. Martin (717) 783-5566
<b>STATE SYSTEM OF HIGHER EDUCATION</b>			
No regulations being developed or considered at this date.			
<b>TRANSPORTATION</b>			
231—Interstate Motor Carrier Safety 67 Pa. Code Chapter 231	Proposed Rulemaking—Estimated Promulgation December 2013	The proposed regulation change is needed to provide relief for mass transit drivers and companies from the hours of service and log book requirements and the parameters within which the relief may apply.	Charlie Goodhart 717-787-6899

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
175—Vehicle Equipment and Inspection 67 Pa. Code Chapter 175	Final Rulemaking— Estimated Promulgation July 2013	Many changes are needed to bring the regulations in line with changes in the Vehicle Code. Other changes include an initiative to update recertification requirements for safety inspectors and accommodate electronic recordkeeping of vehicle safety inspection findings. The changes will also allow for the utilization of laser guided systems to improve quality, efficiency and safety associated with snow plow and line painting operations.	Kay Kishbaugh 717-787-2171 (Not Safety Administration) James Smith 717-787-4299
23—Delivery of Certificates of Title 67 Pa. Code Chapter 23	Proposed Rulemaking— Estimated Promulgation December 2013	The method of title delivery has changed due to the electronic lien and title program (75 Pa.C.S. § 1151). This Chapter needs to be updated to reflect the ability to transmit titles with liens electronically, rather than by mail.	Kristen Singer 717-787-2171
17—Authorization to Verify ID Numbers 67 Pa. Code Chapter 17	Final Rulemaking— Estimated Promulgation December 2013	Changes are needed to document the Vehicle Identification Number (VIN) verification process. The VIN verification process is not currently documented in either the Vehicle Code or in regulations.	Kristen Singer 717-787-2171
71—School Bus Drivers 67 Pa. Code Chapter 71	Proposed Rulemaking—Estimated Promulgation March 2014	The regulations will be updated to help ensure that school bus drivers diagnosed with various cardiovascular diseases are in stable condition. The regulations will also update the medical standards for school bus drivers that have brain disease, cognitive impairment or a mental/emotional disorder.	Rich Kirkpatrick 717-783-5958
83—Physical & Mental Criteria—Including Vision Standards Relating to the Licensing of Drivers 67 Pa. Code Chapter 83	Proposed Rulemaking— Estimated Promulgation March 2014	The regulations will be updated to help ensure that license holders diagnosed with various cardiovascular diseases are in stable condition. The regulations will also update the medical standards for license holders that have brain disease, cognitive impairment or a mental/emotional disorder.	Rich Kirkpatrick 717-783-5958
105—Mechanical Electrical and Electronic Speed Timing Devices 67 Pa. Code Chapter 105	Proposed Rulemaking— On Hold, pending analysis	The regulations are being updated to reflect changes in equipment technology relating to calibration and maintenance of speed timing devices used for law enforcement purposes and to delete references to obsolete equipment and calibration procedures.	Kay Kishbaugh 717-787-2171

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Chapter 427—Public Transportation (Act 44 of 2008)	Final Rulemaking— Estimated Promulgation March 2013	Act 44 of 2008, Chapter 15, Sustainable Mobility Options, authorizes almost all public transportation funding programs for the Commonwealth. The legislation required the Department to develop regulations for several sections of the legislation. The temporary regulations were published in the <i>Pennsylvania Bulletin</i> on July 18, 2009. Permanent regulations were published on November 12, 2011. IRRC provided comments to Office of Chief Counsel. As of May 15, 2012, Office of Chief Counsel is in the process of addressing the IRRC comments.	LaVerne Collins 717-787-1214
Chapter 441 Driveway/Local Road Regulation Fees	Final Rulemaking— On hold	<ul style="list-style-type: none"> <li>• Allows sales agreement or mineral right owners to apply for permits</li> <li>• Update sight distance requirements to AASHTO standards</li> <li>• Relocate driveway designs to Publication 282 to allow immediate updates</li> <li>• Allow driveway applications to be submitted by electronic submission</li> <li>• Remove fees and fee structure from regulation and publish in <i>PA Bulletin</i>.</li> <li>• Updating outdated references.</li> </ul>	Mike Dzurko 717-787-7350
Chapter 459 Occupancy of Highways by Utilities 67 Pa. Code Chapter 459	Proposed Rulemaking— June 2013	<ul style="list-style-type: none"> <li>• Allow utility applications to be submitted by electronic submission</li> <li>• Allows newest techniques in utility work to be used</li> <li>• Remove fees and fee structure from regulation and publish in <i>PA Bulletin</i>.</li> <li>• Updating outdated references.</li> </ul>	Glenn Rowe 717-787-3620
Chapter 101 Authorizing Appropriately Attired Persons to Direct, Control or Regulate Traffic 67 Pa. Code Chapter 101	Proposed Rulemaking— Estimated publication June 2013	The proposed regulation change is needed to be consistent with a Federal Highway Administration rule making (23 CFR Part 634: "Worker Visibility Rule"—issued November 24, 2008).	Matt Briggs 783-6268
Chapter 443 Roadside Rest Areas 67 Pa. Code Chapter 443	Final Rulemaking— On hold	These amendments more clearly delineate what activities are prohibited and permitted at roadside rest areas.	Terry Pearsal 787-0466

[Pa.B. Doc. No. 13-1215. Filed for public inspection July 5, 2013, 9:00 a.m.]

# INDEPENDENT REGULATORY REVIEW COMMISSION

## Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, June 20, 2013, and announced the following:

*Regulation Deemed Approved Pursuant to Section 5(g) of the Regulatory Review Act—Effective June 19, 2013*

Department of Conservation and Natural Resources #7B-6: Conservation of Pennsylvania Native Wild Plants (amends 17 Pa. Code Chapter 45)

*Action Taken—Regulations Approved:*

Pennsylvania Gaming Control Board #125-161: Gaming Service Providers and Slot Machine Licenses (amends 58 Pa. Code Chapters 401, 437 and 441)

Environmental Quality Board #7-475: Triennial Review of Water Quality Standards (amends 25 Pa. Code, Chapter 93)

Pennsylvania Public Utility Commission #57-289: Establishing a Uniform Definition and Metrics for Unaccounted-For-Gas (amends 52 Pa. Code Section 59.111)

State Board of Medicine #16A-4935: Perfusionist (amends 49 Pa. Code Chapters 16 and 18)

State Board of Osteopathic Medicine #16A-5324: Perfusionist (amends 49 Pa. Code Chapter 25)

State Board of Chiropractic #16A-4320: Licensure by Reciprocity (amends 49 Pa. Code § 5.13)

## Department of Conservation and Natural Resources Regulation #7B-6 (IRRC #2991)

### Conservation of Pennsylvania Native Wild Plants

Section 5(g) of the Regulatory Review Act provides that the Commission is deemed to have approved a final-form regulation when the Commission did not file comments on the proposed regulation. Further, disapproval of the final-form regulation shall relate only to changes which the agency made to the proposed regulation or to recommendations, comments or objections which a committee conveyed to the agency or the Commission.

For this regulation, the Commission did not comment at proposed, the agency made no changes, and the committees conveyed no recommendations, comments or objections. Therefore, it was deemed approved on June 19, 2013.

### Approval Order

Public Meeting Held  
June 20, 2013

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.; Dennis A. Watson, Esq.

*State Board of Medicine—  
Perfusionist;  
Regulation No. 16A-4935 (#2951)*

On June 12, 2012, the Independent Regulatory Review Commission (Commission) received this proposed regula-

tion from the State Board of Medicine (Board). This rulemaking amends 49 Pa. Code Chapters 16 and 18. The proposed regulation was published in the June 23, 2012 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 10, 2013.

This regulation implements Act 19 of 2008 which established several types of perfusionist licenses along with related requirements for continuing education, liability insurance and fees.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 422.8) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

### Approval Order

Public Meeting Held  
June 20, 2013

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson, dissenting; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.; Dennis A. Watson, Esq., dissenting

*Environmental Quality Board—  
Triennial Review of Water Quality Standards;  
Regulation No. 7-475 (#2954)*

On June 22, 2012, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code, Chapter 93. The proposed regulation was published in the July 7, 2012 *Pennsylvania Bulletin* with a 45-day public comment period. The final-form regulation was submitted to the Commission on May 2, 2013.

This final-form regulation represents the Board's triennial update of its water quality standards.

We have determined this regulation is consistent with the statutory authority of the Board (35 P. S. § 691.5(b)(1)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

### Approval Order

Public Meeting Held  
June 20, 2013

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.; Dennis A. Watson, Esq.

*Pennsylvania Public Utility Commission—  
Establishing a Uniform Definition and Metrics  
for Unaccounted-For-Gas;  
Regulation No. 57-289 (#2977)*

On October 4, 2012, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commis-



sion (PUC). This rulemaking amends 52 Pa. Code Section 59.111. The proposed regulation was published in the October 20, 2012 *Pennsylvania Bulletin* with a 45-day public comment period. The final-form regulation was submitted to the Commission on May 16, 2013.

This regulation establishes a uniform method to calculate unaccounted-for-gas (UFG) for natural gas distribution companies and caps the amount of UFG costs that can be recovered from customers.

We have determined this regulation is consistent with the statutory authority of the PUC (66 P.S. § 501) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

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### Approval Order

Public Meeting Held  
June 20, 2013

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.; Dennis A. Watson, Esq.

*State Board of Osteopathic Medicine—  
Perfusionist;  
Regulation No. 16A-5324 (#2952)*

On June 12, 2012, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Osteopathic Medicine (Board). This rulemaking amends 49 Pa. Code Chapter 25. The proposed regulation was published in the June 23, 2012 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 10, 2013.

This regulation implements Act 20 of 2008 which established several types of perfusionist licenses along with related requirements for continuing education, liability insurance and fees.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. §§ 271.13c and 271.16) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

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### Approval Order

Public Meeting Held  
June 20, 2013

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.; Dennis A. Watson, Esq.

*State Board of Chiropractic—  
Licensure by Reciprocity;  
Regulation No. 16A-4320 (#2907)*

On September 6, 2011, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Chiropractic (Board).

This rulemaking amends 49 Pa. Code § 5.13. The proposed regulation was published in the September 17, 2011 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on February 21, 2013. At its April 4, 2013 public meeting, the Commission voted to disapprove the final-form regulation. On May 28, 2013, the Board submitted its report containing the revised final-form regulation to the Commission.

The purpose of the rulemaking is to simplify and clarify the process for licensure by reciprocity.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. §§ 625.302(3) and 625.504) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

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### Approval Order

Public Meeting Held  
June 20, 2013

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq., abstained; Lawrence J. Tabas, Esq., abstained; Dennis A. Watson, Esq.

*Pennsylvania Gaming Control Board—  
Gaming Service Providers and Slot Machine Licenses;  
Regulation No. 125-161 (#2944)*

On May 16, 2012, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Gaming Control Board (Board). This rulemaking amends 58 Pa. Code Chapters 401a, 437a and 441a. The proposed regulation was published in the May 26, 2012 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 15, 2013.

This final-form rulemaking amends the Board's regulations to limit the types of agreements that licensed facilities are now required to file with the Board, specify the types of agreements that require Board approval prior to implementation and exempt professional sports teams from the requirements of gaming service provider certification and registration.

We have determined this regulation is consistent with the statutory authority of the Board (4 Pa.C.S. §§ 1202(b)(30), 1317.2 and 1321) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

SILVAN B. LUTKEWITTE, III,  
Chairperson

[Pa.B. Doc. No. 13-1216. Filed for public inspection July 5, 2013, 9:00 a.m.]

## PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY

### Fire Company and Volunteer Ambulance Services Grant Program Applications

This notice provides information about the Fire Company and Volunteer Ambulance Services Grant Program (Program) as amended by the act of June 29, 2012 (P. L. 663, No. 78) (Act 78) Fire companies and volunteer ambulance services seeking grants under Act 78 shall submit completed applications no later than 4 p.m. on October 23, 2013. Written instructions and guidelines for the Program will be available online at the Office of State Fire Commissioner (Commissioner) web site at [www.osfc.state.pa.us](http://www.osfc.state.pa.us) no later than September 4, 2013. Grant applications will be available online at the Commissioner's previously listed web site no later than September 9, 2013.

This notice is provided in accordance with 35 Pa.C.S. § 7822 (relating to publication and notice).

EDWARD MANN,  
*Commissioner*

[Pa.B. Doc. No. 13-1217. Filed for public inspection July 5, 2013, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Approval of Merger

**A-2013-2369963 and A-2013-2369965. Locus Telecommunications, Inc. and Total Call International, Inc.** Joint application of Locus Telecommunications, Inc. and Total Call International, Inc. for approval of the merger of Locus Telecommunications, Inc. with and into Total Call International, Inc. and for Locus Telecommunications, Inc. to abandon.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before July 22, 2013. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.state.pa.us](http://www.puc.state.pa.us) and at the applicant's business address.

*Applicants:* Locus Telecommunications, Inc., Total Call International, Inc.

*Through and By Counsel:* Lance J. M. Steinhart, Esquire, Lance J. M. Steinhart, PC, 1725 Windward Concourse, Suite 150, Alpharetta, GA 30005

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1218. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by July 22, 2013. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

#### **Application of the following for approval to *begin operating as common carriers* for transportation of persons as described under the application.**

**A-2013-2345195. Elijah Transport, Inc.** (1236 Brislin Road, Stroudsburg, PA, 18360) for the right to begin to transport, as a common carrier, by motor vehicle, persons, in paratransit service, from points in the Counties of Monroe and Pike to points in Pennsylvania, and return.

#### **Application of the following for approval of the *additional right and privilege of operating motor vehicles as common carriers* for transportation of persons as described under the application.**

**A-2013-2357525. Active Limousine, LLC** (327 Par Drive, Philadelphia, PA 19115) for the additional right to transport as a common carrier, persons in paratransit service, from points in the County of Delaware, and the City and County of Philadelphia, to points in Pennsylvania, and return.

#### **Application of the following for the approval of the *right and privilege to discontinue/abandon operating as common carriers* by motor vehicle and for cancellation of the certificate of public convenience as described under the application.**

**A-2013-2357419. Clyde L. Jackson, Jr.** (43084 Buells Corners Road, Spartansburg, Crawford County, PA 16434) for the discontinuance of service and cancellation of his Certificate of Public Convenience as a common carrier, by motor vehicle, at A-00123040 authorizing the transportation of persons in paratransit service, between points in the Borough of Spartansburg, Crawford County, and within an airline distance of 100 statute miles of the limits of the borough.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1219. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Water Service

**A-2013-2369709. Pennsylvania-American Water Company.** Application of Pennsylvania-American Water Company for approval to offer, render, furnish or supply water service to the public in an additional portion of Mount Joy Township, Adams County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utility).

ties). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before July 22, 2013. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.state.pa.us](http://www.puc.state.pa.us), and at the applicant's business address.

*Applicant:* Pennsylvania American Water Company

*Through and By Counsel:* Velma A. Redmond, Esquire, Susan Simms Marsh, Esquire, Seth A. Mendelsohn, Esquire, 800 West Hersheypark Drive, Hershey, PA 17033

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1220. Filed for public inspection July 5, 2013, 9:00 a.m.]

## PHILADELPHIA PARKING AUTHORITY

### Motor Carrier Medallion Stock Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant. Felix Upfalow has applied to transfer 50% of the stock of Super Ride, Inc. (CPC No. 1000533, Medallion P-1249) held by Leonid Eydelman. Super Ride, Inc. holds Medallion Rights to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Felix Upfalow**, 1631 Solly Avenue, Street, Philadelphia, PA 19152, Super Ride, Inc. registered with the Department of State on February 24, 2003.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1221. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA)

Taxicab and Limousine Division (TLD) at Docket A-13-05-05 by the following named applicant. The company has applied to transfer the rights held by Micky Cab Corp. (CPC No. 1000566-01, Medallion P-1367 and 1370) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Brother Taxi, LLC**, 2351 South Swanson Street, Philadelphia, PA 19148 registered with the Department of State on January 28, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1222. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-03 by the following named applicant. The company has applied to transfer the rights held by Micky Cab Corp. (CPC No. 1000566-01, Medallion P-1329 and 1337) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Fresh Prince, LLC**, 2351 South Swanson Street, Philadelphia, PA 19148 registered with the Department of State on January 28, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1223. Filed for public inspection July 5, 2013, 9:00 a.m.]



### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-01 by the following named applicant. The company has applied to transfer the rights held by Nazmun and Mahmudun Trans, Inc. (CPC No. 1024213-01, Medallion P0414) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Arvin Trans, Inc.**, 2301 Church Street, Philadelphia, PA 19124 registered with the Department of State on July 19, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1224. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-10 by the following named applicant. The company has applied to transfer the rights held by Nazmun and Mahmudun Trans, Inc. (CPC No. 1024213-01, Medallion P-0837, 0838) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**G. Parmar, Inc.**, 2301 Church Street, Philadelphia, PA 19124 registered with the Department of State on April 11, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1225. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-06 by the following named applicant. The company has applied to transfer the rights held by Ogechi, Inc. (CPC No. 1000561-01, Medallion P-0167) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Armaan Trans, Inc.**, 2301 Church Street, Philadelphia, PA 19124 registered with the Department of State on October 25, 2010.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1226. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-18 by the following named applicant. The company has applied to transfer the rights held by Yellow 2000 of Philadelphia, Inc. (CPC No. 1000340-01, Medallion P-0437, 0495) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Apollo Taxi, LLC**, 2351 South Swanson Street, Philadelphia, PA 19148 registered with the Department of State on May 8, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1227. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-11 by the following named applicant. The company has applied to transfer the rights held by Yellow 2000 of Philadelphia, Inc. (CPC No. 1000340-01, Medallion P-0607 and 0608) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Armada Taxi, LLC**, 2351 South Swanson Street, Philadelphia, PA 19148 registered with the Department of State on January 25, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1228. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-17 by the following named applicant. The company has applied to transfer the rights held by Yellow 2000 of Philadelphia, Inc. (CPC No. 1000340-01, Medallion P-0561 and 0606) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Athena Taxi, LLC**, 2351 South Swanson Street, Philadelphia, PA 19148 registered with the Department of State on May 8, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1229. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-11 by the following named applicant. The company has applied to transfer the rights held by Yellow 2000 of Philadelphia, Inc. (CPC No. 1000340-01, Medallion P-0607 and 0608) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Capital Taxi, LLC**, 2351 South Swanson Street, Philadelphia, PA 19148 registered with the Department of State on January 28, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1230. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-15 by the following named applicant. The company has applied to transfer the rights held by Yellow 2000 of Philadelphia, Inc. (CPC No. 1000340-01, Medallion P-0700, 0701) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Drama Taxi, LLC**, 2351 South Swanson Street, Philadelphia, PA 19148 registered with the Department of State on January 28, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1231. Filed for public inspection July 5, 2013, 9:00 a.m.]



### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-02 by the following named applicant. The company has applied to transfer the rights held by Yellow 2000 of Philadelphia, Inc. (CPC No. 1000340-01, Medallion P-0702 and 0703) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Halloween Taxi, LLC**, 2351 South Swanson Street, Philadelphia, PA 19148 registered with the Department of State on January 28, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1232. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-16 by the following named applicant. The company has applied to transfer the rights held by Yellow 2000 of Philadelphia, Inc. (CPC No. 1000340-01, Medallion P-0607 and 0608) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Karma Taxi, LLC**, 2351 South Swanson Street, Philadelphia, PA 19148 registered with the Department of State on January 25, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1233. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-13 by the following named applicant. The company has applied to transfer the rights held by Yellow 2000 of Philadelphia, Inc. (CPC No. 1000340-01, Medallion P-1129, 1134) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**King of Russia Taxi, LLC**, 2351 South Swanson Street, Philadelphia, PA 19148 registered with the Department of State on January 28, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1234. Filed for public inspection July 5, 2013, 9:00 a.m.]

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-05-04 by the following named applicant. The company has applied to transfer the rights held by Yellow 2000 of Philadelphia, Inc. (CPC No. 1000340-01, Medallion P-0794 and 0795) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Sunny Taxi, LLC**, 2351 South Swanson Street, Philadelphia, PA 19148 registered with the Department of State on January 28, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by July 22, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1235. Filed for public inspection July 5, 2013, 9:00 a.m.]

